

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.21753 of 2020 (O&M)
(Heard through Video Conferencing)
Date of Decision: 14.08.2020

Kaka Singh @ Gurwinder Singh

..... Petitioner

V/s.

State of Punjab

.....Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Sukhmeet Singh, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

CRM-18760-2020

Application, as prayed for, is allowed.

Main case

This petition has been filed under section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 218 dated 03.12.2019, registered at Police Station Sadar Faridkot, District Faridkot, under sections 324 and 34 IPC, to which section 326, IPC was added later on.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the said FIR as in the said FIR, there is no injury attributed to the petitioner herein except for *lalkara*. It is also argued that the main co-accused has already been granted concession of anticipatory bail vide order dated 20.02.2020 in CRM-M-7736 of 2020. It is further contended that challan has already been presented and charges have been framed. There are 15 prosecution witnesses to be examined by the prosecutor.

Learned counsel appearing on behalf of State would oppose the bail application, however, could not dispute the fact that no injury is attributed to the petitioner except for *lalkara*.

Since the investigation is complete and the challan has already been presented and the trial is likely to take some time to conclude as due to COVID-19 situation, Courts are not working at their full strength, therefore, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on execution of

adequate personal/ surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression on merits of the case.

14th August, 2020

Sonia Puri

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No