

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-23022-2020 (O & M)
Date of Decision: October 29, 2020**

AVINASH @ KASHI

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Bali, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.107 dated 01.11.2019, under Sections 397, 398, 307, 379-B IPC (Section 411 IPC added later on), registered at Police Station Bilga, District Jalandhar.

Learned counsel for the petitioner contends that it is alleged that the petitioner and co-accused were beating the injured and taking out money from his pocket and when the complainant rushed towards the injured, who is his brother, he had disclosed that the accused had taken away ₹80,000/- from his pocket. He further contends that the injured has fully recovered from the injuries. The petitioner was 19 years at the time of occurrence and is not involved in any other case. He is in custody for almost a year.

Learned State counsel has filed custody certificate, which indicates that the petitioner is in custody for 11 months and 20 days. He contends that an iron rod and ₹4000/- have been recovered from the petitioner. He upon instructions from ASI Ashok Kumar states that charges have been framed but no prosecution witness has been examined.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner, who is 20 years of age, is in custody for almost a year, he is not involved in any other criminal case, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

October 29, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No