

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.207

CRM-M-25949-2020 (O&M)

Date of decision : 9.9.2020

Vikram Masih @ Vicky

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. N.K. Vadehra, Advocate, for the applicant-petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

SUDHIR MITTAL, J. (Oral)

CRM-21802-2020

The application is allowed as prayed for.

Exemption sought for is granted.

CRM-M-25949-2020

The petitioner seeks regular bail in case FIR No.12 dated 8.2.2013, registered at Police Station Kahnuwan, District Gurdaspur, under Sections 323, 324, 427, 148 and 149 IPC (subsequently, added Section 326 IPC on 25.2.2013).

Learned counsel for the petitioner submits that earlier, the police had filed a cancellation report in this case. However, the same was not accepted and meanwhile, the petitioner went abroad and was declared proclaimed offender. The co-accused have since been acquitted and the petitioner has been arrested after his return to the country. He has been in custody for more than 02 months and keeping in view the custody period, he may be granted regular bail.

Custody certificate dated 8.9.2020 has been presented by learned State counsel in Court today and the same is taken on record.

According to this certificate, the petitioner has undergone actual custody of
RAMANDEEP SINGH
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I attest to the accuracy and
authenticity of this document

02 months and 17 days and there is no other criminal case pending against him.

There is no denial of the fact that the co-accused have already been acquitted.

Keeping in view the fact that the trial is not likely to be concluded at an early date on account of ongoing Covid-19 pandemic and that the petitioner has been in custody for over 2 ½ months now, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

9.9.2020
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No