

217.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28891-2020

Date of decision: 24.09.2020

SAHIB SINGH @ SABA

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Brijeshwar Singh Bhalla, Advocate,
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.176 dated 16.07.2020 registered under Sections 363, 365, 195, 458 of IPC at Police Station Ajnala, District Amritsar.

The aforesaid FIR was registered at the instance of Avtar Singh, who is father of the victim. As per the FIR, one Tara Singh armed with *kirpan*, Hazara Singh armed with *kirpan*, Mukhtiar Singh armed with *dang*, Gulzar Singh armed with *datar* and Sucha Singh armed with *datar* entered into the house of the complainant and Tara Singh raised a *lalkara* and in the meantime, Sucha Singh caught hold the hand of Amarjit Kaur, daughter of the complainant, and they kidnapped her.

Learned counsel for the petitioner contends that the alleged occurrence took place on 13/14.07.2020 and the FIR was registered on 16.07.2020. The name of the petitioner is not mentioned in the FIR and he has been falsely implicated in the present case. The petitioner was arrested in the case on 18.07.2020. The entire allegations mentioned in the alleged FIR are absolutely vague, baseless and frivolous one and the petitioner has not committed any offence as alleged by the complainant.

Learned State counsel submits that the allegations against the petitioner are serious in nature as he hatched a conspiracy and by creating false evidence, tried to falsely implicate persons in a false case with serious allegations. Thus, he does not deserve the concession of bail.

I have heard learned counsel for the parties.

Petitioner is in custody since 18.07.2020. The trial in the case will take sufficient long time. Thus, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

(HARI PAL VERMA)
JUDGE

24.09.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No