

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-29961-2020
Date of decision: 05.10.2020**

Krishan Pal @ Krishan Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Nitesh Singhi, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0011 dated 16.01.2020, registered under Sections 392, 307, 34 of the IPC and Section 25 of the Arms Act, 1959 at Police Station Jamalpur, District Ludhiana.

Learned counsel for the petitioner submits that as per the allegations in the FIR, registered at the instance of complainant Tehal Singh, it is stated that he is the President of a Gurudwara in his village and when he was sleeping at night in the said Gurudwara, he noticed that two persons entered into Gurudwara and started searching the keys of the money box and after that, they started collecting the money. When the said persons were chased, they started running away from the spot and one of the them, fired a shot with a country made pistol and managed to escape. On hearing the voice, other members of the Gurudwara and several villagers gathered at the spot but the accused persons succeeded in escaping. They were calling

each other by the names 'Krishan' and 'Deepak' and one of them was limping from his leg and while walking he was holding his left arm as well.

Learned counsel for the petitioner further submits that the entire story is an afterthought and the petitioner has been implicated in this case due to enmity in the village.

Learned counsel further submits that petitioner is in judicial custody for the last about eight months and fourteen days; *challan* stands presented and conclusion of trial is likely to take a long time in view of COVID-19 situation.

Learned State counsel has not disputed the factual position, however, submitted that the petitioner, on account of receiving an injury on his face and leg, was limping and he was not having any permanent disability. It is further submitted that a country made pistol was also recovered from petitioner.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that investigation is complete; *challan* stands presented and the trial is moving at a very slow pace due to COVID-19 situation, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

05.10.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No