

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-30115-2020 (O & M)
Date of Decision: October 05, 2020**

HARNEK SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Piyush Sharma, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.06 dated 06.02.2020, under Sections 457, 380 and 427 IPC (Sections 379-B, 324 and 323 IPC added later on), registered at Police Station Mallanwala, District Ferozepur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that ATM machine containing about ₹13.00 lacs had been taken away. The petitioner was arraigned as an accused on the statement of co-accused Amandeep Singh, who was an employee of the bank. Similarly situated co-accused namely Lovepreet Singh @ Labhu, Kamaldeep Singh and Bhagwant Singh, who had also been named on the statement of co-accused Amandeep Singh, had been granted bail by the Coordinate Bench of this Court and by this Court in CRM-M-13769-2020, CRM-M-14203-2020 and CRM-M-12758-2020 respectively on 16.06.2020 and 10.07.2020. The petitioner is in custody for over 07 months since his arrest on 26.04.2020.

Learned State counsel contends that the motorcycle which was recovered at the time of arrest of the co-accused Amandeep Singh belongs to the petitioner. He also contends that a baseball bat has been recovered from the petitioner. He upon instructions from ASI Rajinder Singh states that although the challan has been filed but no prosecution witness has been examined. He further contends that the petitioner is also involved in two other cases.

In view of the submissions of learned counsel for the petitioner, especially when the aforementioned co-accused had been granted bail, the petitioner is in custody for over 07 months, 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.

However, the petitioner shall appear before the Police Station Mallanwala, District Ferozepur on every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

October 05, 2020
A.Kaundal

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