

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

(Heard through VC)

CRM-M-31114 of 2020 (O&M)
Date of Decision: October 09, 2020

Arshdeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikas Arora, Advocate
for the petitioner.

Ms. Monika Jalota, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.215 dated 10.06.2020, under Sections 457, 380 of Indian Penal Code (Section 411 of IPC added later on), registered at Police Station Sadar Dhuri, District Sangrur.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. It is submitted that the petitioner was arrested in case FIR No.220 dated 13.06.2020 registered at Police Station Sadar Dhuri, in which bail has been allowed

to him. It is a case set up by the police that during the interrogation of the said case i.e. FIR No.220 that the petitioner came to be nominated as an accused in the instant FIR as well as in FIR No.108 dated 03.06.2020 registered at Police Station City Dhuri. It is also argued that the matter has been investigated, as the challan has already been presented on 24.08.2020. It is also submitted that two co-accused have already been allowed regular bail by this court. It is also contended that because of limited functioning of the courts due to Covid-19 pandemic, it will take sufficient time to conclude the trial, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Sukhchain Singh, opposes the grant of regular bail to the petitioner. However, she does not dispute the fact that challan has already been presented and two co-accused have already been allowed regular bail by this court.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 16.06.2020; investigation is complete as the challan has already been presented; two co-accused have already been allowed regular bail by this court and because of limited functioning of the courts due to Covid-19 pandemic, the trial is not likely to conclude in near future, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and

heavy surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

October 09, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

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