

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-39459 of 2020

Date of Decision: 23.12.2020

Randeep Singh

...Petitioner (s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Bhanu Pratap Singh, Advocate
for the petitioner.

Mr. Sukhbeer Singh, A.A.G., 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 this petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in FIR No.110 dated 29.05.2017 under Sections 18 and 20 of the Unlawful Activities Amendment Act and Section 25 of the Arms Act, 1959 and Sections 17, 18, 19, 20 and 38 of the Unlawful Activities (Prevention) Act, 1967 registered at Police Station Phase-I, Mohali, District SAS Nagar.

Learned counsel for the petitioner has relied upon various orders passed by this Court in the cases of co-accused i.e. order dated 08.10.2020 passed in CRM-M-28701-2020 *Ramandeep Singh @ Sunny Vs. State of Punjab*, order dated 16.11.2020 passed in CRM-M-36767-2020 *Jarnail Singh @ Kala Vs. State of Punjab*, order dated 19.11.2020 passed

in CRM-M-36615-2020 *Parminder Singh Vs. State of Punjab* and order dated 09.12.2020 passed in CRM-M-40161-2020 *Harbrinder Singh @ Harbarinder Singh @ Harvarinder Singh Vs. State of Punjab*, whereby they have been admitted on bail. The petitioner is in custody since 29.05.2017.

Learned State counsel does not dispute the fact that the co-accused of the petitioner have been admitted on bail, however, he submits that the cases of these co-accused are different from the petitioner. The name of co-accused Ramandeep Singh @ Sunny is not in the FIR, though challan has been presented against him.

I have heard learned counsel for the parties.

As against the 28 witnesses cited by the prosecution, 27 witnesses have been examined in the case, the last witness examined was DSP Gurvinder Singh, who was partly examined on 26.02.2020 and thereafter, his evidence could not be completed due to Covid-19. Considering the fact that the petitioner is in custody since 29.05.2017 and his co-accused have already been admitted on bail and trial in the case is not likely to be concluded in near future due to Covid-19 pandemic, this Court deems it appropriate to release the petitioner on regular bail.

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

December 23, 2020
AK

(**HARI PAL VERMA**)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No