

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

Sr. No.201

**CRM No.M-36059 of 2019
DECIDED ON: February 04, 2020**

CHARANJIT SINGH @ HAPPY

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Ms. Gursharan K. Mann, Advocate, for the petitioner.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

SUDHIR MITTAL, J. (ORAL)

This is the second petition for grant of regular bail in case FIR No.0052, dated 04.07.2018, registered at Police Station Tarsikka, District Amritsar Rural, under Sections 379-B(2), 34 IPC and Sections 25 & 27 of the Arms Act, 1959.

2. Learned counsel for the petitioner submits that the first bail application was dismissed on 25.02.2019 as there were other pending criminal cases against the petitioner. A total of 05 criminal cases were stated to be pending on the said date, but as on date, no other criminal case is pending against the petitioner. In two of the said five cases, the petitioner has been acquitted and in the remaining three, he has undergone the sentence imposed upon him. The petitioner has been in custody since 07.07.2018 and the trial is not likely to be concluded at an early date as only 02 PWs out of a total of 15 PWs have been examined till date. Thus, the petitioner may be granted regular bail.

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3. Pursuant to order dated 16.01.2020, an affidavit dated 25.01.2020 of Senior Superintendent of Police, Amritsar Rural has been placed on record. According to this affidavit also, only two prosecution witnesses have been examined till date.

4. Learned State counsel admits that present case is the only pending criminal case against the petitioner and that the submission of learned counsel for the petitioner regarding the other criminal cases is correct. He further submits that the petitioner is a habitual criminal as is evident from the large number of cases of similar nature registered against him.

5. It may be that the petitioner commits the offence of snatching quite frequently, however, the court cannot overlook the fact that he has been in custody for over one and half years now and that the trial is not likely to be concluded at an early date. Thus, it would be appropriate to release the petitioner on regular bail.

6. Accordingly, the petition is allowed. It is directed that the petitioner be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

February 04, 2020

Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No