

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

219

**CRM-M-43465-2019 (O&M)
Decided on: 19.02.2020**

Balwant Singh @ Baba

.. Petitioner

VERSUS

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr.S.C.Arora, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

JASGURPREET SINGH PURI, J. (ORAL)

Petitioner has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.220 dated 12.09.2019, under Sections 379, 411, 420, 465, 467, 468 and 471 IPC, registered at Police Station Sadar Fazilka, District Fazilka.

Learned counsel for the petitioner has argued that in the present case, FIR has been registered against him and he is in custody since 19.09.2019 and has further submitted that the main accused in the present case was Gaurav Singla, who has already been granted bail by a Co-ordinate Bench of this Court in CRM-47541-2019. The other co-accused namely Davinder Singh has also been granted bail by this Court in CRM-3179-2020. He has further submitted that the petitioner is not involved in any other case.

Per contra, learned State counsel on instructions from SI Promila, states that custody period is not disputed and petitioner is not involved in any other case. He has further submitted that recovery of car was made from co-accused Gaurav Singla and the petitioner. Undoubtedly, Gaurav Singla has already been granted bail vide order dated 27.11.2019 in CRM-47541-2019.

I have heard learned counsel for the parties and perused the records carefully.

The petitioner is in custody from 19.09.2019 and there is no other case pending against the petitioner. Vide order dated 27.11.2019, the other co-accused namely Gaurav Singla, who was the main accused in the present case, has already been granted bail by a Co-ordinate Bench of this Court.

Considering the totality of circumstances and after going through the records, I deem it appropriate to grant the benefit of bail to the petitioner. Consequently, the present petition is allowed. It is ordered that the petitioner shall be released on regular bail on his furnishing bail bond/surety to the satisfaction of the learned trial Court.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

(JASGURPREET SINGH PURI)
JUDGE

19.02.2020
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Whether speaking / reasoned
Whether reportable

Yes / No
Yes / No