

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

109

(PROCEEDINGS THROUGH V.C.)

CRM-19349-2020 & CRM-M-46356-2019

DATE OF DECISION: AUGUST 18, 2020

Varinder Singh

.....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Tarun Vir Singh Lehal, Advocate,
for the petitioner.

Mr. B. S. Sewak, Addl.A.G., Punjab,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CRM-19349-2020

Prayer in this application is for preponement of hearing of the
main case.

Notice of the application to the counsel opposite.

Counsel for the State submits that he has no objection to the
prayer made in the application for preponment. The present application is
allowed.

The hearing of the main case is preponed from 15.10.2020 to
today and the same is taken on board.

CRM-M-46356-2019

Prayer in the present petition is for grant of regular bail to the petitioner in case FIR No.36, dated 28.05.2019 registered under Sections 307, 392, 34 IPC (Sections 473 and 482 IPC added lateron) and Sections 25, 54 of the Arms Act, 1959 at Police Station Fatehgarh Churian, District Batala.

The contention of learned counsel for the petitioner is that the petitioner has been involved in the present case on the basis of disclosure statement of co-accused, namely, Shubham Singh, who was arrested alongwith Manpreet Singh @ Mann, from whom recovery of huge quantity of weapons has been effected. His submission is that the petitioner, according to the allegations and the statement of co-accused, was a middle man, who had arranged for the weapons. No recovery whatsoever has been effected from him. The petitioner was arrested on 21.06.2019 and is in custody since then. No witness has been examined till date and the petitioner has completed more than one year and one month in custody.

Counsel for the State, on the basis of the custody certificate dated 17.08.2020, which has been received through mail, submits that this is not the sole case registered against the petitioner. There are three other cases against him. He, however, could not dispute the fact that in the present case there is no recovery, which has been effected from him and his involvement is on the basis of disclosure statement of co-accused. The custody period has also not been disputed.

I have considered the submissions made by counsel for the parties and keeping in view the custody period of the petitioner with no witness having been examined till date as also the role of the petitioner in

the present case, the present petition is allowed. The petitioner is directed to be released on bail to the satisfaction of the Trial Court/Chief Judicial Magistrate/Duty Magistrate, Gurdaspur.

**August 18, 2020
khurmi**

**(AUGUSTINE GEORGE MASIH)
JUDGE**

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