

CRM-M-50314-2019
Date of decision:30.01.2020

Davinderpal Singh @ Davinder

... Petitioner

versus

State of Punjab

... Respondent

Coram: Hon'ble Mr. Justice Ashok Kumar Verma

Present: Mr. J.S.Jaidka, Advocate, for the petitioner.

Mr. S.S.Cheema, AAG, Punjab.

Mr. Harmanpreet Singh, Advocate for the complainant.

Ashok Kumar Verma, J.(Oral)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of regular bail in case FIR No. 358, dated 05.10.2019 under Sections 223, 224, 34 of IPC and Sections 467, 468, 471, 473, 120-B of IPC added later on, registered at Police Station Division No.5, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. He further submits that the main accused- Bhupinder Singh, who is a constable and two other co-accused, namely, Anju and Jasbir Singh @ Vijay @ Kala have already been granted regular bail by the Sessions Court. The petitioner is in custody since 05.10.2019 and as the trial will take long time to conclude, no useful purpose would be served by detaining the petitioner behind the bars.

On the other hand, learned State counsel, on instructions ASI Kulwant Singh, has opposed the bail application of the petitioner on the ground that charges in the case are yet to be framed on 06.02.2020 and the challan was presented on 05.01.2020.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(ASHOK KUMAR VERMA)
JUDGE

30.01.2020
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Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No