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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.51148 of 2019 (O&M)
Decided on: 16.10.2020

Amritpal Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Rahul Bhargava, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Ankur Bansal, Advocate
for the complainant.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner in FIR No.165 dated 21.09.2019 registered under Sections 323, 325, 34 IPC (Section 307 IPC added later) at Police Station Adampur, District Jalandhar.

Counsel for the petitioner has argued that there is a matrimonial discord between the sister of the petitioner namely Preeti with the complainant Satwinder Singh. It is further submitted that a complaint was given against Satwinder Singh prior in time of registration of this FIR and Section 307 IPC was added later on. It is also submitted that the petitioner is not involved in any other case and is in custody for the last more than 01 year and 22 days.

Counsel for the petitioner has also argued that challan stands presented before the trial Court on 07.02.2020, however, till date

CASE HEARD THROUGH VIDEO CONFERENCING

charges have not been framed on account of COVID-19 situation and therefore, it will take long time in conclusion of the trial.

This fact is not disputed by counsel for the State, on the basis of the Custody Certificate filed in the Court today.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last 01 year and 22 days; challan stands presented; the custodial interrogation of the petitioner is not required; he is not involved in any other case and the conclusion of the trial will take long time due to COVID-19 situation, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

16.10.2020
yakub

Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No