

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

CRM-M-55437 of 2019 (O&M)
Date of Decision: January 10, 2020

Mani

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Tarun Sharma, Advocate for
Mr. R.S. Bajaj, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.13 dated 30.01.2019, under Sections 326-A, 34 of Indian Penal Code, registered at Police Station Jalandhar Cantt., District Jalandhar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 02.02.2019. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that similarly placed co-accused Gurdip Singh and Jaswinder Singh have already been granted regular bail by this court vide Annexures P-3 and P-4 respectively, therefore, the petitioner is entitled to be enlarged on bail on the ground of parity.

Per contra, learned counsel appearing on behalf of respondent-

State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that the allegations levelled against the petitioner are serious in nature. However, he is not in a position to dispute the fact that similarly placed co-accused have been already been granted regular bail by this court.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 02.02.2019 and that similarly placed co-accused Gurdip Singh and Jaswinder Singh have already been granted regular bail by this court, as such, on the principle of parity, no useful purpose would be served in keeping the petitioner behind the bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

January 10, 2020

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No