

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220/2

CRM-M-538 of 2021
Date of Decision: 26.03.2021

Beeru @ Kancha

..... Petitioner

Versus

State of U.T. Chandigarh

..... Respondent

2)
Vishal

CRM-M-664 of 2021

..... Petitioner

Versus

State of U.T. Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Jatinder Kumar Kamboj, Advocate,
for the petitioners.
Mr. Ashu Mohan Punchhi, Addl. PP, U.T. Chandigarh

AMOL RATTAN SINGH, J. (ORAL)

Vide these petitions, the petitioners seek the concession of 'regular bail' under the provisions of Section 439 of the Cr.P.C., upon FIR no.124, dated 07.06.2020, having been registered at Police Station Sector 31, Chandigarh, alleging therein the commission of offences punishable under Sections 323, 324, 341, 147, 148, 149 and 326 of the IPC, as also Section 25 of the Arms Act, 1959.

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A reply having been filed by the Assistant Superintendent of

Police (South), Chandigarh, in this petition, i.e. in the case of Beeru @ Kancha, learned counsel for the petitioner does not press the said petition at this stage.

Dismissed as withdrawn.

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As regards the petitioner in this petition (Vishal), learned counsel submits that there is no other criminal case registered against the petitioner, who has already been in custody for more than 9 months, with the charge also still not framed by the trial court.

Upon query, Mr. Punchhi, learned Addl. Public Prosecutor, U.T. Chandigarh, does not deny the factual position as stated by learned counsel for the petitioner but submits that the petitioner having been accused alongwith his co-accused of causing grievous injuries together, upon the complainant, he does not deserve to be admitted to bail.

Having considered the matter, looking at the period of custody and the fact that there is no other criminal case registered against him, without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be released on bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial court/Duty Magistrate concerned.

A photocopy of this order be also placed on the file of the other connected case.

March 26, 2021
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No