

CRM-M-7316-2021

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

CRM-M-7316-2021

Date of decision: 19.04.2021

Karan Singh @ Bandri

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Adhiraj Bhandari, Advocate for
Mr. Ankush Chaudhary, Advocate,
for the petitioner.

Mr. H.S.Sitta, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.95 dated 05.05.2020, registered at Police Station Shimlapuri, Ludhiana, under Sections 379-B and 411 read with Section 34 IPC and Section 188 IPC.

Learned counsel for the petitioner contends that though a case bearing FIR No.46 dated 22.03.2017, under Sections 379-B and 411 IPC, Police Station Shimlapuri, Ludhiana, was registered against the petitioner under the similar circumstances yet he was acquitted in the said case by the court concerned, vide judgment dated 02.08.2019 (Annexure P-4). On the similar facts and circumstances, the petitioner has been implicated in the present FIR. Moreover, co-accused, namely, Kuldeep Singh @ Shunty,

CRM-M-7316-2021

against whom there were similar set of allegations, stands enlarged on bail by a Coordinate Bench, vide order dated 15.12.2020 passed in CRM-M-26991-2020. It is also stated that the petitioner has been in custody since 06.05.2020.

On the other hand, learned State counsel while opposing the submissions made by the learned counsel for the petitioner, submits that recovery of three mobiles and one iron 'Datt' has been effected from the petitioner. However, he does not dispute the custody period of the petitioner. Though the charges have been framed, no witness has been examined so far. It is also stated that the petitioner is also involved in FIR No.183 dated 19.11.2017, under Section 22 NDPS Act, 1985, registered at Police Station Jodhan, District Ludhiana. However, he does not dispute the fact that the petitioner has been released on bail in the aforesaid FIR No.183 dated 19.11.2017.

I have heard the learned counsel for the parties.

Co-accused, namely, Kuldeep Singh @ Shunty, against whom there were similar set of allegations, has been enlarged on bail by a Coordinate Bench, vide order dated 15.12.2020 passed in CRM-M-26991-2020. The petitioner has been in custody since 06.05.2020. The charges have been framed, but no witness has been examined so far. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his

CRM-M-7316-2021

furnishing bail and surety bonds to the satisfaction of the learned trial
Court/Duty Magistrate.

19.04.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No