

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

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**CRM-M-7411-2021
Decided on : 22.02.2021**

Pardeep @ Pardeep Singh

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Ritesh Pandey, Advocate
for the petitioner(s).

Mr. Sandeep Kumar, DAG, Punjab
assisted by ASI Surjit Singh.

MANJARI NEHRU KAUL, 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. 263, dated 10.09.2020, under Section 379-B of IPC and Section 25 of the Arms Act, registered at Police Station Dina Nagar, District Gurdaspur.

Learned counsel for the petitioner contends that the petitioner has been in custody since 19th November, 2020 and there is no likelihood of the trial concluding any time in the near future, as only challan has been presented till date. Further contends that neither the petitioner was named in the FIR in question, but nominated as an accused in the disclosure statement allegedly made by the co-accused Gautam and thereafter, a false recovery of 5 live cartridges was shown to have been effected from him.

Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions from ASI Surjit Singh, has submitted that the petitioner was riding the motorcycle along with the co-accused, who allegedly snatched the motorcycle of the complainant at that point of time. On a pointed query put to learned State

counsel, with regard to the involvement of petitioner in any other case of similar nature, he has apprised the Court that the petitioner is not involved in any other case of similar nature.

Heard.

In view of the submissions made by learned counsel for the parties, I deem it a fit case for grant of the concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future, more so, in the prevailing conditions due to the outbreak of COVID-19. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

February 22, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*