

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

CRM-M-8178-2021

Date of decision:20.09.2021

Mantar Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ashish Gupta, Advocate for the petitioner.

Mr. Avtar Singh Sandhu, Addl. A.G., Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.137 dated 23.08.2019 registered under Sections 302, 307, 323, 34, 201, 120-B IPC; Section 25 of the Arms Act, 1959 and Section 42 of the Prisons Act, 1894 (Jail Act) at Police Station Jaitu, District Faridkot.

Learned counsel for the petitioner states that initially the petitioner was not named in the FIR. However, on the statement of Amritpal Singh, brother of the deceased, four persons, i.e. Neeraj, Deepak, Gurwinder Singh and Ranjodh Singh, have been nominated as accused and on their statement, the petitioner has been nominated in the present FIR. It is further submitted that the material witnesses, i.e. PW2 Darshan Singh, PW3 complainant-Amritpal Singh, brother of the deceased, PW4 Lovepreet Singh and PW5 Gurjeet Singh, have not supported the case of the prosecution and turned hostile. It is further submitted that co-accused

Ranjodh Singh was granted regular bail by a Coordinate Bench of this

Court, vide order dated 03.03.2020 (Annexure P-5). The petitioner has been in custody since 07.09.2019.

Learned State counsel submits does not dispute the aforesaid facts, as stated by learned counsel for the petitioner. However, he submits that there are three other cases pending or registered against the petitioner.

I have heard the learned counsel for the parties.

As noticed above, the material witnesses have been declared hostile. The co-accused Ranjodh Singh has been granted regular bail by the Coordinate Bench of this Court. The petitioner has been in custody since 07.09.2019. The trial will take time to conclude and no useful purpose would be served by detaining 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 petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

20.09.2021
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(HARNARESH SINGH GILL)
JUDGE

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