

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

CRM-M-10609-2021.

Decided on:- March 15, 2021.

Dalbir Singh @ Bhola.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Krishan Singh Dadwal, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.98 dated 14.05.2007 under Sections 307, 353, 186, 427, 148 and 149 IPC registered at Police Station Model Town, District Hoshiarpur.

Learned counsel for the petitioner submits that the petitioner is in custody since 03.02.2020. There is no allegation against the petitioner so as to attract the offence under Section 307 IPC. The allegation against the petitioner is that he had torn the uniform of Constable Rajbir Singh. The other co-accused, namely, Deepak Sharma, Shiva Verma, Surjit Kumar @ Seeta and Raj Kumar @ Ladi, who faced the trial, have already been acquitted of

the charges levelled against them by the learned Additional Sessions Judge, Hoshiarpur vide judgment dated 25.02.2016.

Learned State counsel does not dispute the aforesaid contentions raised by learned counsel for the petitioner.

I have heard learned counsel for the parties.

Noticing the fact that the petitioner is in custody since 03.02.2020 and the other co-accused have already been acquitted of the charges levelled against them by the trial Court, this Court deems it appropriate to grant the concession of regular bail to the petitioner.

Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bail and surety bonds to the satisfaction of learned trial Court/Duty Magistrate.

March 15, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No