

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

CRM-M-21907-2021

Date of decision: 11.06.2021

Amritpal Singh

.....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Swarn Tiwana, Advocate for the petitioner.

Mr. H.S. Sitta, Assistant AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Amritpal Singh, stated to be aged 23 years, has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.47 dated 07.04.2021 (Annexure P-1), registered under Sections 379-B & 323 of Indian Penal Code at Police Station Amargarh, District Sangrur.

Learned counsel for the petitioner submits that it is highly improbable that the complainant would know the petitioner and named him in a case involving alleged snatching. It appears that he has done this on account of some enmity and misunderstanding.

Notice of motion.

On asking of the Court, Mr. H.S. Sitta, Assistant AG, Punjab, accepts notice on behalf of the State.

On instructions, learned State counsel submits that the petitioner is not involved in any other case except the present one. He further submits that challan in this case has been presented on 03.06.2021 and there are 14 witnesses, out of which, none has been examined till date. Learned State counsel does not dispute the factual position however opposes the bail on merits.

Faced with the situation, learned counsel for the petitioner submits that the petitioner would give an undertaking before the trial Court that he will not involve himself in any other case (today onwards) and if, he is found involved and found guilty in any other subsequent case, the prosecution can apply for cancellation of bail.

Learned counsel for the petitioner also submits that in view of the COVID situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

In view of the peculiar facts noticed above and the present situation due to COVID-19 and also the fact that trial is likely to take some time, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds.

In addition to the above said bail/surety bonds, in pursuance to the statement made by counsel for the petitioner, the petitioner is directed to give an undertaking that he will not involve himself in any subsequent case (today onwards) and in case, he is found involved and found guilty in any

other case, the prosecution is free to apply for cancellation of bail.

However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

Accordingly, the present petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

11.06.2021
anju rani

Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No