

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

ASHOK KUMAR
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CRM-M-28101-2021 (O&M)

Date of decision: 29.07.2021

MANI @ PRINCE @ MANIYA

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. GS Simble, Advocate for the petitioner.
Mr. Amit Mehta, Sr. DAG, Punjab.
Ms. Harmeet Kaur, Advocate for the complainant.

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This is the third petition for grant of bail pending trial in a criminal case arising from FIR No.396, dated 04.11.2015, registered under Sections 307/382/323/148/149 IPC and Section 25 of the Arms Act, 1959, at Police Station A-Division, District Amritsar City.

The first application was dismissed on 19.11.2019 with the following order:-

“Petitioner prays for bail pending trial in a criminal case arising out from FIR No.396, dated 04.11.2015, registered under Sections 307/382/323/148/149 IPC and Section 25 of the Arms Act, 1959, at Police Station A-Division, District Amritsar City.

Learned State counsel, on instructions from ASI Ram Singh, has submitted that the petitioner is a habitual offender, involved in as many as 25 more cases apart from the present one. He further submits that petitioner is a classified A-

category gangster.

Learned counsel for the petitioner submits that in this case investigation officer and other police officials are not appearing to depose in the Court, resulting in delay of trial.

Keeping in view the facts of the case, this court is not inclined to grant concession of regular bail.

Dismissed.

However, Commissioner of Police, Amritsar, is directed to ensure the presence of the police officials on the date already fixed for their deposition in the Court.

Let copy of the order be sent to Commissioner of Police, Amritsar, for compliance.”

The second application was dismissed on 23.07.2020.

The learned counsel for the petitioner submits that the petitioner is in custody for almost the last 4 years and the trial of the case has not made any progress.

Keeping in view the facts noticed in the order dated 19.11.2019, no ground to grant the concession of bail is made out.

Hence, dismissed.

However, learned trial Court is requested to make sincere endeavours for expeditious disposal of the trial.

All the pending miscellaneous applications, if any, are also disposed of.

29.07.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE