

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

213

CRM-M-33701-2020

Date of Decision:19.01.2021

MOTI RAM

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Prince Sharma, Advocate
for the petitioner.

Mr. Mehardeep Singh, Additional AG, Punjab.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Moti Ram** in case F.I.R. No.43 dated 14.07.2005 under Section 498-A IPC, registered at Police Station Khem Karan, District Tarn Taran.

Status report dated 21.11.2020 by way of affidavit of Rajbir Singh, PPS, Deputy Superintendent of Police, Sub-Division Valtaha, Camp at Bhikhiwind, District Tarn Taran filed and the same is taken on the record.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further submits that petitioner is in custody since 04.04.2020 and he is no more required by the Police for any investigation purpose. He further submits that challan has already been presented in the Court. He further urges that since

trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition as well as reply furnished at the instance of respondent-State.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 04.04.2020 and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Moti Ram** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Tarn Taran, as the case may be.

(LALIT BATRA)
JUDGE

19.01.2021
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Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No