

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

205 (PROCEEDINGS THROUGH V.C.)

CRM-M No.45919 of 2021

Date of Decision: November 12th, 2021

Anuj Gupta @ Kalu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Amandeep Singh Rai, Advocate
for the petitioner.

Mr. H.S. Grewal, Additional Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail in FIR No.205 dated 19.09.2018 registered under Sections 302, 323, 148, 149, 120-B IPC at Police Station Jamalpur, Ludhiana, on the ground that the material witnesses have been examined and all the three material witnesses have not supported the prosecution case and have been declared hostile. He, therefore, asserts that in the light of the fact that there is no evidence, which has come forth against the petitioner and prosecution case is not proceeding at a very good pace, the petitioner being in custody since 15.07.2019, be granted the benefit of bail.

Counsel for the State could not dispute the factual assertion which has been made by the counsel for the petitioner.

Keeping in view the above facts that the material witnesses have not supported the prosecution version and also keeping in view the custody period of the petitioner, with the trial not proceeding at a good pace, the present petition is allowed.

Petitioner Anuj Gupta @ Kalu son of Nand Kishore Gupta is ordered to be released on bail to the satisfaction of the trial Court.

Any observations made hereinabove are for the purpose of disposal of the present petition alone and shall have no bearing on the merit of the case during the trial in any manner.

November 12th, 2021
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No