

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

(221)

CRM-M-47341-2021

Date of decision: - 17.11.2021

Rajwinder Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. A.K. Ranolia, Advocate  
for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.  
(keeping in view of the advance copy given).

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**HARSIMRAN SINGH SETHI, J. (ORAL)**

Present is the second petition filed under Section 439 Cr.P.C.  
for the grant of regular bail to the petitioner in respect of FIR No.83 dated  
13.05.2019, registered under Sections 379-B and 34 IPC, at Police Station  
Division-B, Amritsar, District Amritsar.

Learned counsel for the petitioner argues that the petitioner  
was not named in the FIR and has been roped in only on the basis of  
disclosure statement of co-accused, namely, Ranjit Singh @ Raju @  
Kaddu, who has already been granted the concession of regular bail by  
this Court while deciding CRM-M-20051-2021 on 26.08.2021. Learned  
counsel for the petitioner further argues that in the present case as the  
investigation is already over and the trial is likely to take some to

conclude, the petitioner may kindly be extended the concession of regular bail.

Notice of motion.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab, who is present in Court, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondent-State.

Learned State counsel submits that as the petitioner had evaded the process of investigation and he was only arrested during the trial on 19.05.2021, the prayer of the petitioner for the grant of regular bail be rejected.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once, the investigation is already over and the challan has been presented and the co-accused on whose disclosure statement the petitioner was roped in the present FIR has already been extended the benefit of regular bail, no useful purpose will be served by keeping the petitioner behind the bars as the trial is likely to take some time before it concludes especially when learned counsel for the petitioner has undertaken before this Court that the petitioner will not influence the witnesses or the trial in any manner.

In view of the above and without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, if not required to be detained in any other case, subject to the satisfaction of the trial Court/Duty Magistrate concerned.

Learned counsel for the petitioner undertakes that petitioner

will not influence the trial in any manner and in case of default of the above undertaking, the State/complainant will be at liberty to approach this Court for passing appropriate orders.

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

November 17, 2021  
naresh.k

( HARSIMRAN SINGH SETHI )  
JUDGE

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|----------------------------|-----|
| Whether reasoned/speaking? | Yes |
| Whether reportable?        | No  |