

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(212)

CRM No. M- 49690-2021

Date of Decision : 02.12.2021

Neeraj alias Sajan

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Ashish Soi, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab.
(keeping in view advance copy given)

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in FIR No. 182 dated 28.09.2021, registered under Sections 379-B, 473, 34 IPC (Section 411 IPC added later on) at Police Station Daresi, Ludhiana.

Learned counsel for the petitioner argues that the investigation is over and the challan has already been presented and as the trial is likely to take some time before it concludes, the petitioner may kindly be granted the benefit of regular bail.

Notice of motion.

Mr. Kirat Singh Sidhu, learned 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 opposes the said prayer on the ground

that mobile phone, which has been recovered from the petitioner, has been identified by the complainant though, it is conceded that there are no other cases pending against the petitioner.

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

Once, the investigation is over and the challan has already been presented and the trial is likely to take some time before the same concludes, no useful purpose will be served by keeping the petitioner behind the bars during the entire period of trial, especially, when learned counsel for the petitioner has undertaken before this Court that the petitioner will not influence the trial in any manner and will maintain good conduct, if he is granted bail. In case of default of the undertaking, the State will be at liberty to approach this Court for passing appropriate orders.

The petitioner is directed to be released on regular bail in this case subject to the satisfaction of the trial Court/Duty Magistrate concerned.

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.

December 02, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *Yes*