

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205)

CRM-M-52540 of 2021

Date of Decision : 21.12.2021

Amandeep Singh @ Amna @
Amandeep Singh Sidhu

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. PKS Phoolka, Advocate,
for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in respect of FIR No.0123 dated 20.09.2021 registered under Section 379-B of the IPC and Sections 25 & 27 of the Arms Act, at Police Station Kulgari, District Ferozepur.

Learned counsel for the petitioner argues that the investigation has completed and the challan has already been submitted and as the trial is likely to take some time to conclude, keeping the petitioner behind the bars during entire period of trial will achieve no useful purpose.

On the other hand, learned State counsel concedes the factum that the investigation has completed and the challan has already been submitted, but one of the co-accused namely Surjit Singh is yet to be arrested, though allegations with regard to use of fire-arm to commit crime are against the said co-accused.

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 submitted and the allegations levelled against the petitioner are yet to be proved during the trial, no useful purpose would be achieved in keeping the petitioner behind the bars during entire period of trial especially when learned counsel for the petitioner has undertaken before this Court that the petitioner will not influence the trial or the witness 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 case not required to be kept in custody in any other 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.

21.12.2021
monika

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*