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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3816-2022 (O&M)
Date of Decision:04.02.2022

Hari Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Harpal Singh, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has prayed for grant of regular bail under Section 439 Cr.P.C, pending trial in case FIR No.51 dated 04.04.2019 registered under Sections 379, 420, 467, 471, 473 and 120-B IPC at Police Station Mehta, District Amritsar, Punjab. The petitioner is in custody since his arrest on 14.12.2021.

As per prosecution, a secret information was received that Parmajit Singh @ Pamma and Sonu by putting forged number plates and using forged documents on the trucks, and after loading luggage of persons used to commit theft of articles. On these broad allegations, FIR was registered and Paramjit Singh was arrested.

Learned counsel for the petitioner has argued that as per allegations, Paramjit Singh @ Pamma and Sonu used to use the fake number plates/documents in respect of the vehicle, wherein they used to load the luggage of persons in order to commit theft. He has submitted that the

petitioner is not named in the FIR, who was implicated as an accused on the

basis of the disclosure statement made by the co-accused and the accused named in the FIR have already been released on bail. He submits that the investigation qua the petitioner is almost complete, therefore, he also deserves the concession of regular bail.

The prayer is opposed by learned State counsel assisted by ASI Karam Singh on the ground that the petitioner was declared proclaimed offender on 06.12.2021 and was arrested on 14.12.2021. However, it is not disputed that the co-accused of the petitioner have been released on bail.

After hearing the learned counsel for the parties, this Court finds that the investigation of the case is almost complete, therefore, it is evident that the conclusion of trial would take considerable time. Apart from it, the co-accused of the petitioner have been released on bail, thus, the further detention of the petitioner behind the bars may not be necessary for any useful purpose, who is presently confined in judicial custody after her arrest on 14.12.2021.

Resultantly, without meaning any expression of opinion on the merits of the case, the petition is allowed and it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court/CJM/Duty Magistrate, concerned.

The petition is allowed.

04.02.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE