

219 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-5427-2022

Date of Decision: 14.02.2022

Akashdeep Singh @ Raja

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kuljit Singh Bal, Advocate, for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioner is seeking regular bail in FIR No.195, dated 25.08.2021, under Sections 379-B/395/201 of the IPC and Sections 25/27/54/59 of the Arms Act, registered at Police Station Chattiwind, District Amritsar (Rural).

Learned counsel for the petitioner argues that in the present case, the petitioner was involved on the disclosure statement made by the his co-accused and after his arrest in the present case, on the basis of the said disclosure statement, he has been implicated in other FIRs as well, though he has not been named in any of them. Learned counsel further submits that even in the present case, nothing has been recovered from the petitioner and except the disclosure statement of his co-accused, no incriminating evidence has come on record to connect him with the allegations made in the present FIR.

Learned State counsel concedes the factum that no weapon has been recovered from the petitioner and only allegation against the petitioner is of threatening the complainant and snatching an amount of Rs.25,000/- from him. Learned State counsel also states that investigation in the case is

over and challan has already been submitted.

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

Keeping in view the facts and circumstances of this case, where challan has already been presented, coupled with the fact that nothing has been recovered from the petitioner and nothing beyond the disclosure statements of the petitioner himself and his co-accused have come on record to co-relate the petitioner with the allegations made in the present FIR so far, no useful purpose will be achieved by keeping the petitioner behind the bars for an indefinite period of time during the pendency of the trial, since the trial is likely to take some time to conclude in view of the restrictive working of Courts due to Covid-19 pandemic.

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, subject to the satisfaction of the trial Court/Duty Magistrate concerned.

Learned counsel for the petitioner undertakes that petitioner will not influence trial in any manner including influencing the witnesses and in case of default of the above undertaking, State 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.

The present petition is disposed of.

14.02.2022

Apurva

(HARSIMRAN SINGH SETHI)

JUDGE

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| 1. Whether speaking/reasoned : | Yes |
| 2. Whether reportable : | No |