

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-7816 of 2022 (O&M)

Date of Decision: 16.03.2022

Sajandeep Singh @ Sajan

.....Petitioner

Versus

State of Punjab

..... Respondent

CORAM:- HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Rakesh Sobti, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG., Punjab.

VINOD S. BHARDWAJ, J(Oral)

The instant petition is for seeking concession of regular bail in case FIR No. 102 dated 04.04.2016 offence under Sections 379-B, 34 IPC, registered at Police Station Civil Lines, District Police Commissionerate Amritsar.

Learned counsel for the petitioner inter alia contends that the petitioner was facing the trial after having been enlarged on bail in the aforesaid case, however, he did not appear before the trial Court whereupon he was declared as a proclaimed person vide order dated 13.08.2019. Learned counsel for the petitioner submit that he was thereafter arrested on 14.06.2021 and has been in custody since then. It is also pointed out that vide judgement dated 21.01.2020 (Annexure P-4), the co-accused of the petitioner in the same FIR has been acquitted as the prosecution witnesses did not testify in support of the prosecution case and did not identify the co-accused.

It is contended that the role of the petitioner is not at variance.

In any case, he shall continue to appear in the trial Court to face the proceedings against him.

Learned State counsel has filed the custody certificate, as per which there are as many as six more cases registered against the petitioner. It is however not disputed by the learned State counsel that the petitioner has already been granted the concession of regular bail in the said cases. He further does not disputed the fact that the co-accused has been acquitted in the instant FIR.

Taking into account the period of custody as also the status of proceedings against the co-accused, I deem it appropriate to enlarge the petitioner on bail to the satisfaction of the trial Court.

The instant petition is allowed and the petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate, concerned.

Disposed of accordingly.

[VINOD S. BHARDWAJ]
JUDGE

March 16, 2022
rekha sharma

Whether speaking/reasoned : *Yes/No.*
Whether reportable : *Yes/No.*