

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-15262-2022

Date of Decision :21.04.2022

Varinder Singh @ Bunty

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Harpreet Kaur Maini, Advocate for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

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 respect of FIR No.195 dated 13.08.2019 registered under Sections 379-A, 379-B, 382, 411 and 201 of the IPC at Police Station City Faridkot, District Faridkot.

Learned counsel for the petitioner argues that the petitioner is behind the bars for the last 02 years and 06 months and out of the total 14 witnesses, only 05 witnesses have been examined so far including the complainant. Learned counsel for the petitioner submits that as the trial is likely to take some time before it concludes, the petitioner who is behind the bars for the last 02 years and 06 months may kindly be extended the benefit of regular bail.

Learned State counsel submits that the petitioner is a habitual offender as he is involved in other cases also, therefore, the prayer of the

petitioner for the grant of regular bail may kindly be rejected.

Learned counsel for the petitioner submits that there are total six cases pending against the petitioner, out of which, in three cases he has been acquitted and in two cases he is already on bail and in one case, in which he was convicted, he has already undergone the sentence. Learned counsel for the petitioner submits that as the allegations alleged against the petitioner in the present case are yet to be proved during the course of trial, he may kindly be extended the benefit of regular bail.

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

Once, the complainant has already been examined and out of the total 14 witnesses only 05 witnesses have been examined so far and the trial is likely to take some time before it concludes coupled with the fact that in the cases, which are pending against the petitioner either the petitioner has been acquitted or is on bail and in the lone case, in which the petitioner has been convicted, he has already undergone the sentence, the petitioner has made out a case for the grant of benefit of regular bail, especially, when learned counsel for the petitioner has undertaken before this Court that the petitioner will not obstruct the trial or influence the witnesses, whose statements are yet to be recorded in any manner. In case of default of the above undertaking, the State will be at liberty to approach this Court for passing appropriate orders.

Without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of 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.

April 21, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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