

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

(Heard through VC)

CRM-M-44541 of 2021 (O&M)
Date of Decision: January 07, 2022

Satish Kumar

...Petitioner

Versus

State of Union Territory, Chandigarh

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vijay Lath, Advocate
for the petitioner.

Mr. Abhinav Gupta, APP, U.T., Chandigarh.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.135 dated 02.06.2021, under Sections 379-A, 34, 411 of Indian Penal Code, registered at Police Station Sector 39, U.T., Chandigarh.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 06.06.2021. It is submitted that investigation is complete, as the challan has been presented and charges have been framed. It is argued that co-accused Krishan has already been allowed concession of regular bail by this court in CRM-M-38470-2021. It is also contended that conclusion of trial is likely to take

sufficient time, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigation Officer, opposes the grant of regular bail to the petitioner. However, he does not dispute the fact that co-accused Krishan has already been allowed regular bail by this court and that investigation stands complete in the matter.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 06.06.2021, conclusion of trial is likely to take sufficient time and that co-accused Krishan has already been allowed regular bail by this court, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

January 07, 2022
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No