

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

(Heard through VC)

CRM-M-52050-2021 (O&M)
Date of Decision: February 03, 2022

Bikramjit Singh alias Bikka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. K.S. Bal, Advocate
for the petitioner.

Mr. R.B.S. Mann, DAG Punjab.

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.126 dated 23.06.2021, under Sections 379-B(2), 34 of Indian Penal Code and Section 25 of Arms Act, registered at Police Station Kathu Nangal, District Amritsar Rural.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 26.06.2021. It is argued that the petitioner has been falsely implicated in the present case, as nothing has been recovered from him, neither the money nor the mobile

phone. It is submitted that the petitioner has also been nominated as an accused in FIR No.113 dated 23.06.2021, registered under Sections 307, 353, 186 of IPC with an allegation of having fired a gun shot, in which matter, he has already been allowed bail. It is also argued that the complainant has not identified the petitioner in any manner whatsoever, as the FIR came to be registered against the unknown persons. It is also contended that the investigation is complete, as the challan has already been presented and it will take sufficient time to frame the charges and to conclude the trial, 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 Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that there are serious allegations that have been levelled against the petitioner. However, he does not dispute the fact that nothing has been recovered from the petitioner herein and that investigation is complete in the matter, as the challan stands already presented.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 26.06.2021, investigation is complete in the matter, as the challan already stands presented and that it will take sufficient time to conclude the trial, as such, 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 effect on the merits of the case.

February 03, 2022
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(JAISHREE THAKUR)
JUDGE

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