

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-48267-2022 (O & M)
Date of Decision: November 17, 2022

PARDEEP SINGH ALIAS DAMRU

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Naresh Kumar Khepar, Advocate
for the petitioner.

Mr. Arun William, AAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 0069 dated 19.06.2019, under Sections 307, 323, 148, 149 IPC (Sections 302 & 120-B IPC added later on), registered at Police Station Mukerian, District Hoshiarpur.

Learned counsel for the petitioner submits that it is alleged that the petitioner and the other accused had caused 'kirpan' and 'danda' blows to the deceased. Initially, FIR had been registered under Section 307 IPC and after treatment, the injured was discharged from the hospital. He expired due to septicaemia one month after his discharge and offence under Section 302 IPC was added. The petitioner is in custody for over 3 years and 04 months. He is not involved in any other criminal case. He further submits that similarly situated co-accused namely Raman Kumar alias Thanda has been granted regular bail by this Court in CRM-M-38106-2021 on 27.09.2022.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for over 03 years, 04 months and 03 days as on 16.11.2022. He upon instructions from ASI Harnek Singh submits that none of the 21 prosecution witnesses have been examined.

Heard.

In view of the above, especially when the petitioner is in custody for over 03 years and 04 months, co-accused has been granted bail and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

November 17, 2022
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No