

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

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CRM-M-53044-2021 (O&M)

Date of Decision: 03.03.2022

AMIT KUMAR ALIAS NANDU

... Petitioner

Versus

STATE OF UT CHANDIGARH

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Vishal Garg Narwana, Advocate
for the petitioner.

Mr. CS Bakshi, APP UT Chandigarh.

HARNARESH SINGH GILL, J.(Oral)

CRM-7713-2022

Application is allowed, as prayed for.

Annexure P-6 is taken on record.

Registry is directed to tag the same at an appropriate place.

CRM-M-53044-2021

Through this petition, the petitioner seeks regular bail in case bearing FIR No.0049 dated 08.05.2021, registered under Sections 147, 148, 149, 323, 341, 506 IPC (Sections 325 and 307 IPC added later on), at Police Station Maloya, District Chandigarh.

Learned counsel for the petitioner submits that initially FIR under Section 326 IPC was registered, but later on Sections 307 and 325 IPC were added; that the only allegation against the petitioner is that he had caught hold complainant, namely, Sourabh and that the petitioner has been in custody since 25.07.2021. He further submits that, as far as

one other case, registered and/or pending against the petitioner is concerned, the petitioner has already been acquitted in the said case on 22.02.2022.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel does not dispute the custody period of the petitioner. He, however, submits that the petitioner had actively participated in the occurrence. He further submits that post framing of the charge, prosecution evidence is yet to commence.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 25.07.2021. The petitioner stands acquitted in other case. Prosecution evidence is yet to commence. In such circumstance, the trial of the case would take a long time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

03.03.2022

Aman Jain

(HARNARESH SINGH GILL)

JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>