

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

213

**CRM-M-53079-2021
Date of decision: 15.03.2022**

MANINDER SINGH ALIAS GOLDYPetitioner

Versus

STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Mr. Vivek Singla, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab
for the respondent.

SANT PARKASH, J. (ORAL)

(The case has been taken up for hearing through video conferencing.)

Prayer in this petition under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner, in case, FIR No. 162 dated 19.05.2021 registered under Sections 379-B(2), 341, 323, 324, 506, 148, 149 of the Indian Penal Code, 1860 and Section 25/27 of the Arms Act at Police Station Islamabad, District Amritsar.

Brief facts of the case are that the petitioner along with his co-accused gave beatings to the complainant and also forcibly snatched his valuable things. The petitioner was armed with baseball bat at the time of occurrence and he gave blow on the person of complainant.

I have heard learned Counsel for the parties and gone through the case file.

Learned Counsel for the petitioner has argued that the petitioner has been falsely implicated in the present case. The petitioner was not named in the FIR nor any injury is attributed to him. Co-accused namely Gurmeet Kaur @ Paramjit Kaur, Dharam Singh and Akashdeep Singh @ Akash who have been named in the FIR have already been granted anticipatory bail by Co-ordinate Bench of this Court vide orders dated 24.11.2021. The petitioner is in custody since 03.08.2021. Nothing is to be recovered from the petitioner. No useful purpose will be served by keeping the petitioner in custody. Therefore, the petitioner may be ordered to be released on regular bail.

On the other hand, learned State Counsel opposed the submissions of learned Counsel for the petitioner and has submitted that the petition for grant of regular bail may be dismissed.

Custody Certificate dated 14.03.2022 taken on record.

As per the Custody Certificate, the petitioner has undergone actual sentence of seven months and ten days. A perusal of the Custody Certificate would further reveal that the petitioner is involved in four other cases out of which in two cases, he has been granted bail.

Having considered the facts and circumstances of the case, no injury is attributed to the petitioner, parity of the petitioner with his co-accused Gurmeet Kaur @ Paramjit Kaur, Dharam Singh and Akashdeep Singh @ Akash who have already been granted anticipatory bail by Co-ordinate Bench of this Court, period of custody and the fact that the trial is likely to take long time but without expressing any opinion on

the merits of case, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of personal and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

15.03.2022
kavneet singh

(SANT PARKASH)
JUDGE

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