

**(226) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-1395-2023

Date of Decision:17.01.2023

Kesri Chauhan

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present : Mr. Rupender Singh Rana, Advocate for the petitioner.

Mr. Rajiv Verma, D.A.G. Punjab.

SANDEEP MOUDGIL, J. (Oral)

This petition under Section 439 Cr.P.C has been filed for grant of regular bail to the petitioner in FIR No.35 dated 19.10.2021 registered under Sections 328, 379, 411 IPC at Police Station GRP, Amritsar.

Learned counsel for the petitioner submits that version recorded in the FIR is itself apparently wrong as it is mentioned therein that the petitioner was arrested from Railway Station, Amritsar, whereas he was actually arrested from Railway Station, Ambala. No recovery has been effected from the possession of the petitioner.

Notice of motion.

On the asking of the Court, Mr. Rajiv Verma, D.A.G. Punjab, accepts notice and has produced the custody certificate. A perusal of the same would show that the petitioner is behind bars for the last 4 months and 4 days so far. Learned State counsel further urges that the petitioner is involved in four other cases of similar nature.

Considering the totality of facts and circumstances of the case particularly the custody already faced by the petitioner during the pendency of the

trial which is likely to take sufficient time to conclude, this petition is allowed and

the petitioner is ordered to be released on bail subject to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

17.01.2023
rajeev

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No