

218 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4940-2023

DECIDED ON: 6th FEBRUARY, 2023

ROBIN SAINI

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Munish Puri, Advocate
 for the petitioner.

SANDEEP MOUDGIL, J. (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in FIR No. 91, dated 23.07.2022, under Sections 379-B, 34 IPC, registered at Police Station Division 1, District Pathankot

Learned counsel for the petitioner submits that the case of the petitioner is similarly situated with the co-accused namely Jagwinder @ Jagwinder Pal @ Bhagga who has already been granted the concession of regular bail by this Court vide order dated 09.12.2022 passed in CRM-M_56828-2022 (Annexure-P-4).

Notice of motion.

On the asking of Court, Mr. Mohit Kapoor, Addl. AG, Punjab accepts notice on behalf of respondent-State, who has produced the custody certificate of the petitioner today in Court, which is taken on record. According

to which, the petitioner is behind bars for the last 4 months and 3 days. He has not disputed the fact that the petitioner is at parity with the co-accused namely Jagwinder @ Jagwinder Pal @ Bhagga.

In view of afore-said facts and circumstances and the facts that challan stands presented; the conclusion of trial will take sufficient time; the co-accused has already been granted the concession of regular bail by this Court vide order dated 09.12.2022 (Annexure P-4), this Court is of considered view that no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

The petitioner is ordered to be released on regular bail subject to his furnishing requisite bail bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(SANDEEP MOUDGIL)
JUDGE

6th FEBRUARY, 2023

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