

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.210

CRM-M-5998-2023 (O&M)

Date of decision : 09.02.2023

Baljit Kumar @ Baljit Singh @ Rinku

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. K.K. Thakur, Advocate, for the petitioner.

Mr. Harkanwarjit Singh, AAG, Punjab

SUDHIR MITTAL, J. (Oral)

This petition has been filed for grant of regular bail in case FIR No.0039 dated 22.03.2021, registered at Police Station Mehtiana, District Hoshiarpur, under Sections 115 & 120-B IPC, Section 25 of the Arms Act, 1959 and Sections 17, 18, 18-B & 20 of Unlawful Activities Prevention Act, 1967.

Learned counsel for the petitioner submits that the petitioner has been in custody for over 1 ½ years. The trial is not likely to be concluded at an early date as only 03 PWs out of a total of 31 PWs have been examined. There is one other criminal case pending against the petitioner in which he is on bail and thus, the petitioner deserves the concession of regular bail.

Custody certificate dated 08.02.2023 checked by Sh. Anurag Kumar, Jail Superintendent, Central Jail, Hoshiarpur has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 01 year, 10 months and 19 days and there is one

other criminal case pending against him in which he was released from custody on 07.08.2022.

Learned State counsel concedes that only 03 PWs out of a total of 31 PWs have been examined till date.

In view of the above, it is evident that the trial is not likely to be concluded at an early date. The petitioner has been in custody for 01 year, 10 months and 19 days and thus, he deserves to be released on regular bail.

The petition is allowed and it is directed that the petitioner be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

09.02.2023
Ramandeep Singh

Whether speaking / reasoned

Yes

Whether Reportable

No