

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

211

CRM-M-5997-2023

Date of decision: 16.02.2023

Jagseer Singh @ Jaggi

...Petitioner

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR.JUSTICE SUVIR SEHGAL

Present: Mr. Yogesh Jangra, Advocate for
Mr. Sherry K. Singla, Advocate
for the petitioner.

Mr. Rohit Bansal, Sr. DAG, Punjab.

SUVIR SEHGAL, J. (Oral)

Custody certificate dated 14.02.2023 has been filed, which is taken on record.

This is the second petition filed under Section 439, Cr.P.C., seeking grant of regular bail in FIR No. 336 dated 24.10.2016, registered for offences under Sections 365,364-A,482,411,201,120-B IPC, 1860 at Police Station Tripuri, District Patiala.

The case of the prosecution is that FIR has been registered against unknown persons for attempting to abduct 6 year old grandson of the complainant. It is alleged that a letter has been received by the complainant asking for ransom.

Counsel for the petitioner submits that petitioner was arrested on 02.11.2016 on the basis of suspicion and is in detention since then.

It is his argument that petitioner, who has clean past, has neither been named in the FIR, nor any role has been ascribed to him. Counsel submits that although the prosecution has concluded its evidence, but the trial is not likely to conclude in the near future as an application has been filed for declaring co-accused Rohi Ram @ Rohi Singh as a juvenile, which is pending.

Per contra, learned State counsel upon instructions from ASI-

Harpal Singh has opposed the petition and submits that the petitioner is accused of a serious offence. He could not dispute the custody period of the petitioner.

Having heard counsel for the parties and noticing the length of detention of more than 6 years and 3 months and unblemished antecedents of the petitioner, this Court is inclined to accept the prayer made in the petition.

Without advertng to the merits or demerits of the arguments addressed, petition is allowed. Petitioner is ordered to be released on bail on furnishing adequate bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

It is clarified that nothing said hereinabove shall be construed to be an expression of opinion on the merits of the case.

(SUVIR SEHGAL)
JUDGE

16.02.2023
Harish Kumar

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No