

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

227-CRM-M-11950-2023

Date of Decision: 15.03.2023

JOHN KUMAR

... Petitioner

VS.

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Piyush Setia, Advocate for petitioner

Sandeep Moudgil, J. (Oral)

The petitioner seeks regular bail in case FIR No.259 dated 10.11.2021 under Section 457/380/323/458/379-B/201 IPC, registered at Police Station City-1, Abohar, District Fazilka.

Learned counsel for the petitioner submits that the petitioner is not named in the FIR and his name has been added on the disclosure statement of co-accused Damanjeet Singh.

Notice of motion.

On the asking of the Court, Mr. Mohit Chaudhary, AAG Punjab accepts notice and has filed custody certificate dated 13.03.2023, which is taken on record. According to which, the petitioner has undergone 2 months and 29 days of actual custody. He states that challan has been presented and charges are yet to be framed. He also submits that nothing has been recovered from the petitioner.

In this view of the matter and also taking into consideration the fact that the trial is likely to take some time, therefore, no fruitful purpose will be served by keeping the petitioner behind bars, the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition is, therefore, allowed.

15.03.2023

V.Vishal

1. Whether speaking/reasoned?

2. Whether reportable?

(Sandeep Moudgil)
Judge

Yes/No

Yes/No