

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

CRM-M-13517-2023

Date of Decision:22.03.2023

Sandeep Kumar @ Seepa

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present : Mr. Ankit Rana, Advocate for the petitioner.

Mr. Mohit Chaudhary, A.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.61 dated 30.08.2020 registered under Sections 302, 339, 323, 148, 149, 120-B IPC and Sections 324, 325, 326 & 506 IPC (added lateron) at Police Station Pojewal, District Shaheed Bhagat Singh Nagar.

Learned counsel for the petitioner has asserted that he alleged to have given baseball blow on the back of the deceased. It is further submitted that no grievous injury has been attributed to him. He further contended that it is the other two accused namely Karandeep @ Karan and Kaptan Singh, who has been attributed fatal injuries i.e. dangerous to life or grievous injuries, were granted regular bail vide order dated 23.05.2022 passed in CRM-M-16059-2022 and vide order dated 04.01.2023 passed in CRM-M-34382-2021.

Learned State counsel, on the other hand, has produced the custody certificate showing the custody of the petitioner 2 years 6 months and 20 days and submits that the trial is at the initial stage and charges have been framed on 29.01.2022 wherein 4 witnesses have been examined out of total 36 witnesses.

for the parties particularly the custody period of 2 years 6 months and 20 days as undergone by the petitioner so far; even investigation is complete and charges stand framed on 29.01.2022 and out of total 36 witnesses only 4 witnesses have been examined so far 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.

22.03.2023
rajeev

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No