

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.208

CRM-M-14670-2022 (O&M)

Date of decision : 10.02.2023

Rahul Ramesh @ Rahul Sood

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Gagneshwar Walia, Advocate for
Mr. G.S. Sandhu, Advocate, for the petitioner.

Mr. Harkanwarjit Singh, AAG, Punjab

Mr. Arun Takhhi, Advocate, for the complainant.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.197 dated 12.08.2021, registered at Police Station Model Town, Hoshiarpur District Hoshiarpur, under Sections 420, 465, 467, 468, 471 & 120-BIPC.

Learned counsel for the petitioner submits that the petitioner has undergone actual custody of in excess of 09 months and the trial is not likely to be concluded at an early date as examination of PWs has not yet commenced. The complainant has no objection, if, bail is granted and thus, the petitioner may be granted 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 09 months and 21 days and there are 08 other criminal cases pending against him and 03 convictions & 07 acquittals have also been recorded. That apart, the production warrants of the petitioner

Learned State counsel concedes that the examination of PWs has not yet commenced. He, however, submits that on account of pendency of large number of criminal cases against the petitioner, he does not deserve the concession of regular bail.

Keeping in view the fact that the petitioner has undergone actual custody of 09 months and 21 day and that the trial is not likely to be concluded at an early date as examination of PWs has not yet commenced as well as the fact that the complainant does not oppose grant of regular bail, I deem it appropriate to grant regular bail to the petitioner. 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. It is made clear that this order would not entitle the petitioner to release from jail, if, he is in custody in other case(s).

(SUDHIR MITTAL)
JUDGE

10.02.2023
Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes

No