

S. No.220

2023:PHHC:138365

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

CRM-M-18594 of 2023

Date of Decision:30.10.2023

Gurpreet Singh @ Gopi

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vikasdeep Singh, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 439 Cr.P.C., petitioner prays for grant of regular bail in case FIR No.318 dated 18.11.2022 registered under Sections 379-B, 457, 411, 201, 34 IPC and Section 395 of IPC added subsequently and Section 25/54/59 of Arms Act, 1959 at Police Station Sultanpur Lodhi, District Kapurthala.

Custody certificate has been placed on record, which reveals that petitioner is in custody for the last 11 months. He has no criminal antecedents.

Although status report has not been filed by the respondent- State but it is disclosed that status report has been filed in connected petition i.e. CRM-M-18750 of 2023 pertaining to the co-accused Saurabh Kumar alias Sunny containing the similar facts.

As per the allegations, five unidentified persons came in the wine shop of the complainant armed with datar and started abusing him and after taking him at datar point, looted ₹4,000/- and also gave datar blow on his head.

It is contended by learned counsel for the petitioner that petitioner is not named in the FIR, that he has no criminal antecedents, that petitioner is in custody for the last 11 months and trial may take time to conclude.

Learned State Counsel concedes that out of 25 witnesses cited by the prosecution, only three have been examined so far. It is also conceded that petitioner was not named in the FIR.

Having regard to the aforesaid facts and circumstances, but without commenting anything on the merits of the case, the present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate.

October 30, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No