

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

231

CRM-M-29736 of 2023

Date of Decision:06.07.2023

Ravi @ Ravi Kant

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. K. B. Raheja, Advocate,
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab

JASGURPREET SINGH PURI, J. (Oral)

1. The present is a second petition filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No.218 dated 07.10.2020, under Sections 394, 398, 450, 170, 323, 34 IPC and Section 25/27/54/59 of the Arms Act, registered at Police Station Guruharsahai, District Ferozepur.

2. It is submitted by learned counsel for the petitioner that the petitioner is in custody from 27.04.2022 which is almost one year, two months and seven days. He submitted that the petitioner has clean antecedents and is not involved in any other case. He further submitted that even otherwise also in the present case the complainant and the eye witness have already been examined and the trial of the case may take long time and therefore the petitioner may be considered for the

grant of regular bail.

4. On the other hand, Mr. Rajiv Verma, learned DAG, Punjab has submitted that it is correct that the petitioner is in custody since last 1 year, 2 months and 7 days and the complainant and his wife have already been examined. He has however opposed the grant of bail to the petitioner on the ground that the matter is serious in nature.

5. I have heard learned counsel for the parties.

6. In the present case the petitioner has already faced incarceration for about one year, two months and seven days. The investigation of the case has already been completed and now the material witnesses have already been examined including the complainant and his wife. The petitioner is stated to be not involved in any other case. Furthermore, it is not the case of learned State counsel that in case the petitioner is released on bail, then he may abscond from justice or influence any witness.

7. In view of the aforesaid position, the petitioner shall be entitled for the grant of regular bail. Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

8. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of the present petition.

(JASGURPREET SINGH PURI)
JUDGE

July 06, 2023

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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No