

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.251

CRM-M-46502-2022 (O&M)

Date of decision : 01.03.2023

Nachhattar Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

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

Mr. G.S. Dhillon, AAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.89 dated 02.06.2022, registered at Police Station Mallanwala, District Ferozepur, under Sections 307, 336, 341, 427, 120-B 148 & 149 IPC and Sections 25 & 27 of the Arms Act, 1959.

Learned counsel for the petitioner submits that the petitioner has undergone custody in excess of 07 months. The trial is not likely to be concluded at an early date as only challan has been presented as yet. There are other criminal cases pending against the petitioner, but in one case, he has been acquitted and in the remaining cases, he is on bail. Thus, he may be granted regular bail in this case as well.

Custody certificate dated 01.03.2023 checked by Sh. Gurnam Lal, Jail Superintendent, Central Jail, Ferozepur has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 07 months and 29 days and there are 04 other criminal cases pending against him.

Learned State counsel concedes that only challan has been presented as yet. Even, charge has not been framed.

In view of above, it is evident that the trial is not likely to be concluded at an early date. Amongst the pending criminal cases, in case FIR No.125 dated 27.12.2017 (the most serious offence allegedly committed by the petitioner), he has been acquitted. In the other pending criminal cases, he is on bail. Taking these facts cumulatively, 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.

(SUDHIR MITTAL)
JUDGE

01.03.2023
Ramandeep Singh

Whether speaking / reasoned	Yes
Whether Reportable	No