

2023:PHHC:134447

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

**CRM-M-48000-2023
Date of Decision:16.10.2023**

Jaspreet Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Bikramjeet Singh Jatana, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail in case FIR No. 58 dated 08.06.2023 registered under Section 379(b)(2) of IPC (Section 452,506 IPC added later on) and under Section 25/27 of Arms Act, Police Station Kotbhai District Shri Muktsar Sahib (Annexure P-1).
2. Learned counsel for the petitioner submits that the petitioner was not named in the FIR. He further contends that after the delay of three days, the petitioner has been falsely implicated on the basis of the disclosure statement suffered by Jaswinder Singh, husband of the complainant. He further contends that similarly placed co-accused has been granted the concession of bail by this Court in CRM-M-45227-2023 (Annexure P-2). Learned counsel has further placed reliance on the order dated 12.10.2023 passed in CRM-M-50812-2023, whereby Husanpreet Singh, similarly placed co-accused has been granted the concession of bail. Learned counsel further contends that the petitioner was

arrested in the present case on 13.06.2023 and the challan has already been presented against him.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that there are serious and specific allegations against the petitioner and he does not deserve the concession of regular bail.

4. I have heard the learned counsel for the parties and perused the record.

5. From the record, it is apparent that similarly placed co-accused Adesh Kumar @ Rinku has already been granted the concession of bail by this Court vide the order dated 15.09.2023 (Annexure P-2). Further, the petitioner was arrested in the present case on 13.06.2023 and the trial may take quite a long time.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

16.10.2023
hitesh

(N.S.SHEKHAWAT)
JUDGE

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