

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

Sr. No.206

CRM-M-57807-2022

Date of Decision : January 27, 2023

Amritpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Amit Arora, Advocate, for the petitioner.

Mr. Gurlal Singh Dhillon, AAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

This petition has been filed for grant of regular bail in FIR No.145, dated 25.06.2019, registered at Police Station City Tarn Taran, District Tarn Taran, under Sections 302, 34 IPC and Sections 25 & 27 of Arms Act, 1959 (Section 120-B IPC added later on).

Status report by way of affidavit of Sh. Jaspal Singh, PPS, Deputy Superintendent of Police, Sub Division Tarn Taran has been filed on behalf of State. The same is taken on record.

Custody certificate dated 25.01.2023 checked by Sh.Kirpal Singh, officiating Deputy Superintendent, Central Jail Goindwal, Punjab has also 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 06 days and there is no other criminal case pending against him.

Learned counsel for the petitioner submits that petitioner was initially kept in column No.2 but was made an accused subsequently on a disclosure of a co-accused. The co-accused have already been granted regular bail. The trial is not likely to be concluded at an early date as only 02 Pws have been examined till date. Thus, he may be granted regular bail.

Learned State counsel concedes that only 02 Pws have been examined till date as well as the fact that the co-accused have been granted regular bail. It is also not disputed that the petitioner was nominated as an accused in a supplementary challan and on the basis of a disclosure made by a co-accused-Jashanpreet Singh.

It is thus evident that the petitioner has been connected with the crime at a much later stage and on the disclosure of a co-accused which is a weak piece of evidence. The trial is not likely to be concluded at an early date and there is no other criminal case pending against the petitioner, thus, I deem it appropriate to grant him regular bail. Accordingly, the petition is allowed. He is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Nothing stated hereinabove shall be construed as an opinion on the merits of the case.

January 27, 2023
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No