

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

CRM-M-60238-2023

Date of Decision:06.12.2023

Kuldeep Singh @ Deepa

...Petitioner

vs.

State of Punjab

...Respondent

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

Present : Mr. Parunjeet Singh, 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. 452 dated 20.09.2023, registered under Sections 379B (2), 364,506 of IPC and 411 IPC(added later on) Police Station Division No.7, District Police Commissionerate, Ludhiana.

2. Learned counsel for the petitioner contends that the petitioner was not named in the FIR and has been falsely involved in the present case. He further contends that the petitioner was arrested in the present case on 20.09.2023 and after conclusion of the investigation, the report under Section 173 Cr.P.C has already been presented against the petitioner and his co-accused. He further submits that except the disclosure statement suffered by co-accused, there is no evidence against the present petitioner.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the petitioner is involved in a serious crime and does not deserve the concession of

bail.

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

5. In the present case, the FIR was initially registered against four unknown persons and on the same day, the petitioner was arrested in the present case. However, now he is in custody for the last two months and 13 days and the challan has already been presented in the present case. Thus, the conclusion of the trial will take considerable time and further custody of the petitioner will not serve any meaningful purpose.

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

(N.S.SHEKHAWAT)
JUDGE

06.12.2023
hitesh

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