

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2024:PHHC:056519
CRM-M-10933-2024
Date of Decision: April 25, 2024

Ashok Kumar ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rajbir Singh, Advocate for the petitioner.

Mr. Baljinder Singh, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of present petition under Section 439 Cr.P.C., petitioner prays for his release on regular bail in a case arising out of FIR No.163 dated 19.08.2022, under Sections 379-B(2), 212, 120-B and 411 IPC (Section 465, 467, 468, 471, 414 and 201 IPC added later on), registered at Police Station City Sangrur, District Sangrur.

2. On the last date of hearing, following order was passed:-

“Notice of motion.

Mr. Madhur Sharma, DAG, Punjab, accepts notice on behalf of the respondent- State.

Learned counsel for the petitioner contends that three of the coaccused, namely, Dalip Singh, Manoj Kumar and Ashok have already been allowed regular bail by this Court vide orders Annexures P.3 to P.5. Learned counsel further contends that case of the petitioner is on parity with co-accused Ashok, who was allowed bail vide order dated 03.10.2023 (Annexure P.5).

Notice of motion.

Mr. Madhur Sharma, DAG, Punjab, accepts notice on behalf of the respondent- State.

Learned State Counsel submits that the instructions are not complete with him and he seeks time.

As per request of learned State Counsel, adjourned to 25.04.2024.”

Neutral Citation No. 2024:PHHC:056519
CRM-M-10933-2024

- 2 -

3. Today, status report by way of affidavit of Shri Manoj Gors, Deputy Superintendent of Police, Sub Division, Sangrur, has been filed on behalf of respondent-State.

4. Learned State counsel concedes the fact that case of the petitioner Ashok Kumar is on parity with co-accused Ashok (name sake), who was allowed bail by this Court vide order dated 03.10.2023 passed in CRM-M-41771-2023 (Annexure P-5). Petitioner is stated to be in custody since 29.09.2023, i.e. for the last about 07 months. Petitioner is stated to be involved in one more case, but he is on bail in that case.

5. Learned State counsel also informs that out of 22 witnesses cited by the prosecution, only 02 have been examined so far and thus the trial is likely to take long time to conclude.

6. Having regard to all the aforesaid facts and circumstances, particularly on the basis of parity, but without commenting anything on the merits of the case, petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

April 25, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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