

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18727-2024

Date of Decision: 24.04.2024

Loveen Kumar alias Lavi

...Petitioner

vs.

State of Punjab and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Paras Jagga, Advocate
for the petitioner.

Mr. Deepender Singh, Additional Advocate General, Punjab.

Mr. Sukhvir Maandi, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail in case FIR No.0006 dated 05.02.2024 registered under Sections 379-B (2) and 34 of IPC, at Police Station Punjab Agriculture University Ludhiana (PAU), District Police Commissionerate Ludhiana.

2. Learned counsel for the petitioner contends that the FIR was initially registered against unknown persons and even the police could not collect any incriminating evidence against the present petitioner during the course of investigation. However, he has been wrongly nominated as an accused in the present case and was arrested on 06.02.2024. He further contends that the investigation in the present case has already been completed and the conclusion of the trial may take quite a long time. Learned counsel

further placed reliance on the order dated 04.04.2024 (Annexure P-4) passed by the Court of Additional Sessions Judge, Ludhiana, whereby co-accused Shankar Kainth @ Ballu has been granted the concession of bail.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner is involved in a serious crime. However, learned State counsel submits that no other criminal case was ever registered against the present petitioner.

4. Learned counsel appearing on behalf of the complainant submits that he has no objection in case the present petition is allowed by this Court.

5. I have heard the learned counsel for the parties and with their able assistance, I have gone through the record.

6. The petitioner was arrested in the present case on 06.02.2024 and after completion of the investigation, the challan has already been presented against him. Even charge has been framed against the petitioner and the conclusion of the trial may take quite a long time. Even otherwise, similarly placed co-accused Shankar Kainth @ Ballu has already been granted the concession of bail, by the trial Court.

7. 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, concerned.

24.04.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE