

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

1. CRM-M-31537-2023
Date of decision: 09.01.2024

Gindo @ Ginder KaurPetitioner
Versus

State of PunjabRespondent

2. CRM-M-45403-2023

Harjinder Singh @ Saggu @ JinderPetitioner
Versus

State of PunjabRespondent

3. CRM-M-53174-2023

Baldev Singh @ BillaPetitioner
Versus

State of PunjabRespondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sarbjit Singh, Advocate
for the petitioner in CRM-M-31537-2023 and
CRM-M-53174-2023.

Mr. Sartaj Singh Gill, Advocate
for the petitioner in CRM-M-45403-2023.

Mr. Arun Luthra, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.93 dated 21.05.2023 under Sections 307, 353, 186, 332, 342, 148, 149, 506 of the IPC, registered at Police Station Beas, District Amritsar Rural.

2. Learned counsel for the petitioners, while drawing the attention of this Court to the FIR in question, inter alia contend that a perusal of the same leaves no manner of doubt that except for their presence being shown at the time of the alleged occurrence, no role

CRM-M-31537-2023
CRM-M-45403-2023
CRM-M-53174-2023

much less any injury has been attributed to them. It has been further submitted that the petitioners have now been in custody since 21.05.2023, 26.05.2023 and 28.05.2023 respectively; investigation in the case in hand is complete as even challan stands presented, however, there is no likelihood of the trial concluding in the near future as even charges have not yet been framed.

3. Per contra, learned State counsel while opposing the prayer made by learned counsel for the petitioners, on instructions from ASI Balwinder Singh and Constable Jagpreet Singh, has not been able to dispute the factual aspect of the role attributed to the petitioners and also the stage of trial.

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

5. In the facts and circumstances as enumerated hereinabove, there is no likelihood of the trial concluding in the near future as charges have not yet been framed. This Court, therefore, deems it fit to extend the concession of bail to the petitioners.

6. Accordingly, the instant petitions are allowed. The petitioners be admitted to bail on their furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

09.01.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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