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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-38486-2024**

Date of Decision: 13.08.2024

Sanjay

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH**Present:** Mr. Ankit Kharbanda, Advocate for the petitioner.

Mr. Rajinder Singh Bhatta, DAG, Punjab.

GURBIR SINGH, J. (ORAL)

1. The present 1st petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.141 dated 11.04.2023 under Sections 379-B(2)/411/201/34 of IPC, 1860 (Sections 411 and 201 of IPC were added later on) registered at Police Station Islamabad, District Amritsar.

2. Learned counsel for the petitioner *inter alia* submits that the petitioner has been falsely implicated in the present case. The petitioner is not involved in any other case. He is in custody since 11.04.2023. Challan has already been presented and the trial of the case would take a long time. No useful purpose will be served by keeping the petitioner behind the bars. The petitioner is not a proclaimed offender.

3. Notice of motion.

4. Mr. Rajinder Singh Bhatta, DAG, Punjab accepts notice on behalf of the State and files the custody certificate, which is taken on record.

5. I have heard the submission of the learned counsel for the petitioner, learned State counsel and have gone through the paper-book.

6. Keeping in view the fact that petitioner is in custody since 12.04.2023, petitioner is not involved in any other case, challan has already been presented, trial of the case would take a long time and no useful purpose would be served by keeping the petitioner behind the bars. The petitioner deserves concession of regular bail.

7. Accordingly, without commenting upon the merits of the case, the present petition is allowed and the petitioner is directed to be released on regular bail, on his furnishing bail bonds/surety bonds, to the satisfaction of learned Trial Court/Duty Magistrate, concerned.

8. The petitioner shall get his mobile number registered in the trial Court for receiving messages through CIS and shall not change his mobile number during pendency of the case. The petitioner shall also inform his residential address to Court and also to the concerned police station. The petitioner shall not change his residence without informing the Court/concerned police station. In case of default, the learned trial Court is free to cancel the bail granted to the petitioner.

9. However, nothing contained here-in-above shall be construed as an expression of opinion on the merits of the case. If the petitioner indulges in the commission of any offence while on bail, the State would be at liberty to move an application for cancellation of his bail granted vide this order.

13.08.2024

Parveen kumar

(GURBIR SINGH)
JUDGE

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