

SATNAM SINGH @ VICKY

....Petitioner

VERSUS

STATE OF PUNJAB

....Respondent(s)

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ranjit Singh Sidhu, Advocate
for the petitioner.

Mr. Jai Narian, AAG, Punjab.

KARAMJIT SINGH, J.

1. Prayer in the present petition under Section 439 of Code of Criminal Procedure is for grant of regular bail to the petitioner in case FIR No. 92 dated 06.07.2023 registered for the offences punishable under Sections 384, 336, 120-B, 212 of IPC and Section 25 of Arms Act at Police Station Jaito, District Faridkot.

2. The allegations in nutshell are that on 06.07.2023, three unknown motor cyclists reached near Charni Da Dhaba in area of Jaito Gali and tried to extort money from the inhabitants of that area by extending threats to them and they also fired in the air. Later on, Khushpreet Singh @ Golu, Surinder Pal and Shaminder Lal were nominated as accused being the persons who fired in the air at the time of aforesaid occurrence. Later on, present petitioner was nominated as accused on the basis of disclosure statement suffered by aforesaid

Surinder Pal and was arrested in the present case on 13.07.2023. The

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allegations against the present petitioner are that he provided harboring to the aforesaid three accused.

3. Counsel for the petitioner submits that the petitioner is falsely named in the present case and the relevance and admissibility of the disclosure statement if any made by co-accused against the petitioner will be tested during trial. Further main accused Khushpreet Singh @ Golu who as per prosecution actively participated during the alleged occurrence is already given benefit of regular bail by this Court vide order dated 24.01.2024 having CRM-M-65241-2023. It is further submitted that after framing of charges trial has commenced but it will take considerable time for trial to conclude. So, prayer is made that the petitioner be granted regular bail during the pendency of the trial.

4. Present petition is resisted by the State counsel, who on instructions from ASI Sikandar Singh submits that the petitioner provided shelter and protection to the main accused namely Khushpreet Singh @ Golu, Surinder Pal and Shaminder Lal. Learned State counsel has not disputed the fact that after framing of charges till date no prosecution witness has been examined.

5. I have considered the submissions made by the counsel for the parties.

6. FIR in this case was registered against three unknown persons who resorted to firing in the air at the time of occurrence. Thereafter Khushpreet Singh @ Golu, Surinder Pal and Shaminder Lal were nominated as accused. The name of the petitioner surfaced in disclosure statement made by co-accused-Surinder Pal. Veracity and admissibility of said disclosure statement is subject matter of trial. It will take considerable time for the trial to conclude. In the given

circumstances, no fruitful purpose is going to be served by keeping the petitioner behind the bars for any longer period.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

12.02.2024

Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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