



CRM-M-49372-2024

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(223)

CRM-M-49372-2024

Date of Decision : 15.10.2024

Kuljeet Singh @ Kannad

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Ms. Riffi Birla, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition filed under Section 483 of BNSS, 2023, a prayer is made for grant of regular bail to the petitioner in case FIR No.100 dated 02.09.2023 (Annexure P-1), under Sections 454, 427, 436, 336, 148, 149, 506 and 120-B of the IPC, 1860, registered at Police Station City-2, Abohar, District Fazilka.

2. On asking for the relief, learned counsel for the petitioner submits that though the petitioner has been named in the FIR (supra), however, no specific role has been attributed to him. She further submits that the petitioner has already suffered incarceration of about 06 months, as on date, and charges are yet to be framed. Therefore, the conclusion of the trial would take long time.

3. The instant case has been registered, on a complaint made by one Komal, wherein, she alleged that the present petitioner along with the



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other co-accused entered the house of the complainant, by breaking the main gate and caused damage to the articles lying in the house and also set the house on fire.

4. On the other hand, the prayer made by the learned counsel for the petitioner is opposed by the learned State counsel, on instructions imparted to him by HC Hans Raj, who submits that the petitioner is also involved in two other cases. He further submits that the petitioner has been specifically named in the FIR (supra), and considering the gravity of the offence, he does not deserve the relief of regular bail. However, on instructions received from the quarter concerned, he submits that in the instant case, the final report after completion of the investigation has already been submitted before the learned trial Court, on dated 02.09.2024, whereas, the charges are yet to be framed. Learned State counsel further informs this Court that in the final report, the prosecution has cited as many as 13 witnesses.

5. Learned State counsel has also placed on record the custody certificate dated 14.10.2024, qua the petitioner, today in the Court. The same is ordered to be taken on the record.

6. This Court has heard the rival submission of the parties concerned, and is of the view that the instant petition is amenable to be allowed considering the nature of allegations, the fact that the petitioner has already suffered incarceration of about 06 months, as on date, and conclusion of the trial would take long time and no specific role is attributed to the petitioner in the instant case.

7. Keeping in view the above facts and circumstances of the case, this Court deems it fit and appropriate to enlarge the petitioner on regular

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8. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/trial Court/Duty Magistrate, concerned.
9. However, anything observed hereinabove shall have no effect on the merits of the case and is meant for deciding the present petition only.

(KULDEEP TIWARI)
JUDGE

October 15, 2024
Manpreet

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