

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

230

CRM-M-63143-2023
Date of Decision:- 20.02.2024

SATNAM SINGH ALIAS SUNNY

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Saurav Bhatia, Advocate
for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

ALOK JAIN, J. (Oral)

1. The present petition is for grant of regular bail to the petitioner in case FIR No.178 dated 11.10.2023, under Section 384, 436, 427, 120-B of the Indian Penal Code, registered at Police Station City Kotkapura, District Faridkot.
2. In compliance of the order dated 24.01.2024, learned State counsel has filed affidavit of Assistant Sub Inspector Jaswant Singh along with list of witnesses and the mobile tower location. Copy thereof has been supplied to the learned counsel for the petitioner who has raised preliminary objection that list of witnesses appended with the affidavit has been fabricated for the reasons that copy of list of witnesses as submitted in the Court and which was given to them, did not have the names of last 05 witnesses who have been added by hand in the copy supplied to this Court.

3. Learned counsel for the petitioner also relies upon the call details of the petitioner which demonstrate apparently that the petitioner's mobile was in Chandigarh.

4. In light of the above, coupled with the fact that petitioner has clean antecedents and has no other case and the fact that the petitioner is in custody since 18.10.2023 and the trial is likely to take long time, therefore, no useful purpose would be served by keeping the petitioner in custody.

5. In view of the above and without commenting upon the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned. He shall, however, be released on the following conditions:

- ❖ The petitioner shall declare his ordinary place of residence and the mobile number used by him.
- ❖ The petitioner will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
- ❖ The petitioner will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
- ❖ The petitioner will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 439 of Cr.P.C.

6. It is made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.
7. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case.
8. It is further made clear that this order shall not be construed as parity *qua* any other co-accused.

20.02.2024
pry

(ALOK JAIN)
JUDGE

Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No