

CRM No. M-17192 of 2015
DECIDED ON: JULY 31, 2015

BALJINDER SINGH @ BANTI

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. L.S. Sidhu, Advocate
for the petitioner.

Mr. Deepak Garg, AAG, Punjab.

JASPAL SINGH, J (ORAL)

Instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail to petitioner in case FIR No. 16 dated 04.02.2015 under Section 392 IPC and Section 25 of Arms Act registered at Police Station City South Moga, District Moga.

2. The case of prosecution unfolded by Gurlabh Singh-complainant is that on February 02, 2015 in the early morning, he on a tractor trolley had come to Fodder market, Moga, to sell dry fodder. At about 6.10 AM, Surjit Singh got his deal struck with persons of village Bukanwala. They were four persons having one scooter make Activa and one motorcycle. On the them sat with the complainant on tractor trolley and told him to proceed for village Bukanwala. One of them, on Activa Scooter and other two on motorcycle, accompanied him. They were of age ground of 20/22 and one of them of 26 years age, wearing pant, shirts and cap on head. On the way after crossing Nestle Phatak, at about 6.30 AM., the said persons accosted him and took out pistols and threatening to

eliminate him, fired a shot. They tied him with the trolley with rope and took away his tractor make Swaraj and his mobile phone make Samsung with sim having No. 94639-18282 and while leaving threatened him to kill if he disclosed his fact to anybody or police. After registration of case, investigation was put into motion and accused were arrested in this case.

3. Concededly, petitioner has already been granted the concession of bail in other two cases registered against him. Recovery of tractor has already been effected. Petitioner is behind the bars since the date of his arrest i.e. February 06, 2015. Challan has been presented. Trial is now fixed for prosecution evidence. The disposal of trial is likely to take sufficient long time. In such a situation, no useful purpose would be served by keeping the petitioner behind the bars.

4. In view of above narrated facts, this court deems it a fit case to extend the concession of bail. Accordingly, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned trial Court/Duty Magistrate, Moga.

JULY 31, 2015
SHAM

(JASPAL SINGH)
JUDGE