

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-21226 of 2015 (O&M)
Date of Decision: 10.07.2015

Harnek Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:-HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ashish Gupta, Advocate for the petitioner.

Mr. Nikhil K. Chopra, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

The instant petition has been filed under Section 439 Cr.P.C praying for grant of regular bail to the petitioner in case F.I.R. No. 108 dated 7.5.2014 under Sections 399, 402, 411 I.P.C., registered at Police Station, Dharamkot, District Moga.

Counsel for the parties have been heard.

The present petitioner has been roped in on the basis of a secret information having been received by the police party that the petitioner along with co-accused has formed a gang and are staying together in a deserted place armed with weapons and with an intention to commit serious crime. Apparently, on the basis of such secret information, a raid was conducted and it is alleged that from the petitioner an iron datar was recovered. Further allegations are that from the co-accused Tarsem Singh @ Nikka an iron rod was recovered, from Vicky Singh a laptop was recovered and from Sandeep Singh a *dah* was recovered. It has gone uncontroverted that that co-accused Tarsem Singh @ Nikka, Vicky Singh and Sandeep Singh have been granted the benefit of regular bail by this

Court in CRM Nos. M-42891 of 2014, M-25027 of 2014 & M-4015 of

2015.

Learned State counsel upon instructions from ASI Surjit Singh would submit that investigation in the present case having been completed, challan was presented on 05.07.2014. State counsel would further submit that out of 11 prosecution witness cited only 2 have been examined till date. The trial, as such, would take time to conclude.

The petitioner has been in custody since 07.05.2014.

Keeping in view the custody period already suffered by the petitioner and without making any observations on the merits of the case, present petition is allowed.

Petitioner be enlarged on bail subject to the satisfaction of trial Court/Duty Magistrate, Moga.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

10.07.2015
lucky