

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

CRM-M-33463-2015 (O&M)

Date of decision : 05.10.2015

Mukesh Kumar @ Kaka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Shashikant Gupta, Advocate,
for Mr. L.M. Gulati, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Devender Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.187 dated 11.06.2015, registered under Sections 379-B/34 of the Indian Penal Code, at Police Station Civil Lines, Amritsar City.

The learned counsel contends that the petitioner was neither arrested from the spot, nor any recovery has been effected from him. He is not involved in any other FIR. The petitioner is in custody since 05.07.2015. Challan has already been presented.

The learned State counsel has opposed the present petition.

Heard.

The alleged occurrence took place on 11.06.2015, whereas, the petitioner was arrested on 05.07.2015. Nothing has been recovered from him. As per the custody certificate dated 05.10.2015, filed today in the Court, the petitioner is not involved in any other FIR. The challan already stands presented and the conclusion of the trial may take time.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

05.10.2015
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(JITENDRA CHAUHAN)
JUDGE