

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

**Crl. Misc. No. M-36275 of 2014
Date of decision: 13.01.2015**

Ajit Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rakesh Nehra, Advocate,
for the petitioner.

Mr. Gurvir Sidhu, AAG, Punjab.

RITU BAHRI, J.

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case F.I.R No. 17 dated 22.01.2014, under Sections 399, 402, 420, 465, 468, 471, 411 IPC and Section 25 of the Arms Act, registered at Police Station, City Ropar, District Rupnagar.

As per the allegations in the FIR, on 22.01.2014, a police party headed by Inspector/SHO Manvir Singh, Police Station City Ropar, received a secret information that Ajit Singh-petitioner along with other persons, armed with deadly weapons, was present at Transport Nagar, Rupnagar and they were planning to commit a dacoity. Thereafter, the petitioner along with other persons was apprehended.

Upon notice, a custody certificate was filed on 04.11.2014 giving details of other FIRs pending against the petitioner. Today, a fresh affidavit of Superintendent, District Jail, Rupnagar, has been filed in Court, wherein it has been stated that on 04.11.2014 when the previous custody

certificate was filed, the petitioner was in custody in case FIR No.8 dated 21.01.2014, under Section 379 IPC, registered at Police Station City Hoshiarpur. However, he was acquitted on 14.11.2014 by the learned Judicial Magistrate Ist Class, Hoshiarpur, vide judgment (Annexure R3/T).

In the present FIR, the petitioner has been in custody for the last 11 months and 12 days. As per the affidavit filed today, he is in custody even after getting bail from this Court vide order dated 11.12.2014 because he had not submitted bail bonds before the Court.

In view of the better affidavit filed today, this petition is allowed and the petitioner is ordered to be enlarged on bail subject to furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Rupnagar.

(RITU BAHRI)
JUDGE

13.01.2015
ajp