

Sr. No.220

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-10386 of 2016 (O&M)

Date of Decision: 19.05.2016

Sunny @ Jas

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Madan Sandhu, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No. 47 dated 18.06.2015, under Sections 457/380 of Indian Penal Code and (Sections 411 and 413 IPC added later on), registered at Police Station Kot Dharmu, District Mansa.

Counsel for the parties have been heard.

FIR in question was registered on the statement of Gurdeep Singh. Allegations are pertaining to theft having taken place on the intervening night of 17/18.06.2015 from the residence of the complainant. It was alleged that gold ornaments weighing a total of 15 tolas and cash of Rs.25,000/-was stolen.

It is a blind FIR and in which no assailant had been named. During the course of investigation, the present petitioner has been implicated and arrested on 06.10.2015.

Investigation in the present case having been completed,

Trial is at the very initial stage and would take time to conclude.

Prayer for grant of bail is opposed by learned State counsel by submitting that petitioner is involved in 08 other FIRs.

Copy of the custody certificate of the petitioner has been furnished in Court today and which contains the details of such FIRs.

Perusal of the same would reveal that 05 FIRs on similar allegations have been registered between the period 19.05.2015 to 26.06.2015.

Under such circumstances, contention raised by counsel appearing for the petitioner that false cases have been foisted upon the petitioner only upon allegedly being involved in one matter cannot be said to be completely without merit.

Without making any observations on merits and keeping in view the length of incarceration already suffered, petitioner is held entitled to be benefit of bail.

Petition is allowed. Petitioner be enlarged on bail in the present case FIR No. 47 dated 18.06.2015, under Sections 457/380 of Indian Penal Code and (Sections 411 and 413 IPC added later on), registered at Police Station Kot Dharmu, District Mansa subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Mansa.

Disposed of.

19.05.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE