

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

CRM-M-24130-2016

Date of decision: July 27, 2016

Davinder Singh Tiwana

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Swarn S. Tiwana, Advocate
for the petitioner.

Mr. Sidamkeet Singh Sandhu, AAG, Punjab
for the respondent-State.

JASPAL SINGH, J.(ORAL)

This is a petition under Section 438 of Code of Criminal Procedure preferred by Davinder Singh Tiwana, seeking pre-arrest bail, in case FIR No.105 dated 05.07.2016, under Sections 353, 186, 420 and 147 IPC, registered at Police Station Samana.

The contention of learned counsel for the petitioner is that no such occurrence has been taken place as at the time of alleged occurrence on 5th July, 2016 at about 10:00 p.m., he along with his friends was present at Sirhind. In support of his contention, he is ready to furnish the CCTV footage. Learned counsel for the petitioner further submits that the truck (canter) alleged to have been intercepted by the police loaded with pipes, Swift Car No.PB-10-CN-825 as well as Bolero mentioned in the FIR do not belong to him. He also undertakes to abide by all the terms and conditions imposed of this, in case, he is granted the concession of bail.

Taking into consideration all these aspects of the case but without expressing any opinion on merits, petition is allowed and petitioner is ordered to be released on bail on his furnishing requisite bail bonds as per the satisfaction of concerned Id. trial Court/Duty Magistrate. In addition to that, petitioner is directed to join the investigation on 3rd August, 2016 at 11:00 a.m. with the Investigating Officer and handover all the documents to be looked into and CCTV footage to the Investigating Officer.

July 27, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No