

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

CRM-M-28120-2016 (O&M).

Decided on: August 26, 2016.

HarbhajanSingh

.. Petitioner(s)

VERSUS

State of Punjab

. Respondent(s)

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CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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**PRESENT Mr.G.S.Simble, Advocate, for the petitioner.
Ms.Simsi Dhir Malhotra, DAG., Punjab.**

M.M.S. BEDI, J. (ORAL)

Petitioner seeks concession of regular bail in a case registered on the basis of secret information to the effect that the petitioner along with 6-7 other persons formed a gang and was indulging in the acts of dacoity, smuggling of weapons, opium and heroin and also used to sell the same. Information further disclosed that the petitioner along with others was planning to commit dacoity and could be arrested in a raid. Pursuant to the raid conducted four accused namely Abhishek, Nirvair, Nirmal and petitioner were arrested resulting in registration of four separate FIRs. For the recovery effected from the petitioner, FIR No.201 dated 4.11.2014 was registered in which he was released on bail under Section 167 (2) Cr.P.C.

So far as FIR No.198 dated 4.11.2014, under Sections 399, 402, 411, 414, 489-A, 489-B, 489-C and 120-B of the Indian Penal Code, under Section 18/21/22 of the NDPS Act, under Section 25/27 of the Arms Act and under Section 3/34/20 of the I.P. Act, registered at Police Station Civil Lines, Batala, District Gurdaspur, is concerned, no recovery was effected from the petitioner and he had been involved in the case on the

In view of the general and vague allegations against the petitioner in FIR No.198 dated 4.11.2014; no recovery having been effected from the petitioner in this particular FIR, and co-accused of the petitioner namely Abhishek and Deepak Kumar having been granted the concession of regular bail, on the principle of parity, the petitioner can also be granted the similar relief.

The petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds in aforesaid FIR No.198 of 4.11.2014, to the satisfaction of the trial Court and could be released in case not in custody, in any other case.

(M.M.S. BEDI)
JUDGE

August 26, 2016.
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Whether speaking / reasoned
Whether Reportable:

Yes / No
Yes / No