

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

**CRM-M No.40260 of 2015 (O&M)
Date of Decision: 24.02.2016**

Assa Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

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

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Major Singh.

JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner-Assa Singh in case FIR No.96 dated 08.07.2015 for the offences punishable under Sections 399, 402 of the Indian Penal Code and Sections 25/54/59 of the Arms Act, registered with Police Station Sadar Mansa, District Mansa (**Annexure P-1**).

On a secret information, a raid was conducted by ASI Gurtej Singh and the petitioner/accused-Assa Singh along with non-applicant/co-accused Paramdeep Singh @ Billa, Pushwinder Singh @ Pannu and Kuldeep Singh @ Babbu were apprehended at the spot and recovery of weapons like *Pistol, Dah* and one *Swift Car* was effected. The non-applicant/co-accused-Kulwinder Singh is alleged to have fled away. The nominated accused are alleged to have been making preparation for committing the dacoity. A recovery of .315 bore country made pistol is effected from the petitioner-Assa Singh, who is stated to be in custody since 08.07.2015 and involved in four other criminal cases.

It is contended that apart from the false case foisted upon the petitioner, all the remaining co-accused have since been granted bail either by trial Court or this Court. It is further stated that against some of the accused, more than five cases are pending. It is next contended that after completion of the investigation, the case is at the stage of recording of prosecution evidence.

Learned State Counsel, assisted by ASI Major Singh, does not controvert the aforesaid factual situation.

Without commenting on the merits of the case, keeping in view the parity of treatment, custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

February 24, 2016

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**(JASWANT SINGH)
JUDGE**