

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

CRM-M No.42146 of 2015

Date of Decision:-03.05.2016

Inder Kumar.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Vishavjeet Singh, Advocate for the Petitioner.

Ms. Rimplejit Kaur, Assistant Advocate General, Punjab
assisted by ASI Sukhpal Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Inder Kumar in case FIR No.242 dated 12.08.2015 for offences punishable under Sections 379, 382, 411 of Indian Penal Code and later on added Section 379-B of Indian Penal Code registered with Police Station Salem Tabri, District Ludhiana.

On a secret information, that the petitioner-accused Inder Kumar and co-accused namely Kashi, Rohit, Gaurav, Sunny Sharma and Harpinder Singh are involved in stealing of motor cycles, snatching mobile phones and have gathered today at the back side of Nagesh Hoisery. A raid was conducted, petitioner-accused and Harpinder Singh are alleged to have

managed to flee while the remaining four aforesaid accused were apprehended at the spot.

The petitioner was arrested on 7.9.2015, however, no recovery has been effected from the petitioner.

It is contended that the petitioner is in custody since 7.9.2015 and after completion of investigation, challan presented, charges framed and the evidence of the 14 cited Pws is yet to commence. It is also contended that all the other five named accused have since been enlarged on regular bail.

Learned State Counsel assisted by ASI Sukhpal Singh does not refute the aforesaid facts, however, submits that the petitioner is involved in five other criminal cases and further states that some of the co-accused who have been granted regular bail were also involved in criminal cases.

Without going into the merits of the case, keeping in view the custody period and the parity of treatment and the fact that the trial is not likely to be concluded in near future, present petition is allowed and the petitioner Inder Kumar is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Ludhiana.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 03, 2016
Vinay