

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

CRM-M No.42459 of 2015(O&M)

Date of Decision:-25.04.2016

Harjeet Singh @ Harry.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

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

Ms. Rimplejit Kaur, Assistant Advocate General, Punjab
assisted by HC Jaswant Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner-Harjeet Singh @ Harry in case FIR No.28 dated 11.03.2015 for offences punishable under Sections 399 of 402 of Indian Penal Code and Section 25 of the Arms registered with Police Station Kharar, District SAS Nagar.

As per the allegations levelled by the complainant-Inspector Manjit Singh a secret information was received with Ranpreet Singh @ Rana @ Teetu, Parminder Singh @ Chand, Lakhwinder Singh @ Joga, Gurvinder Singh @ Lally, Rahul Kumar @ M.C. and Buta Gir are sitting in two cars near the said place and making preparation for executing the bank

robbery.

It is contended that the petitioner is not named in the FIR and neither was arrested at the spot. The petitioner was subsequently arrested on 13.03.2015 and falsely roped in as one of the accused in the present FIR. It is next contended that the name of co-accused Lakhwinder Singh has since been released on bail vide order dated 6.10.2015 (P-4). It is further stated that prosecution evidence is yet to commence.

Learned State Counsel assisted by HC Jaswant Singh does not refute the aforesaid factual situation. He further submits that apart from accused Lakhwinder four other co-accused have also been enlarged on bail and the trial is at the stage of commencement of 35 cited prosecution witnesses.

Without commenting on the merits of the case, keeping in view the parity of treatment and that trial is not likely to be concluded in near future, no useful purpose is going to be served by keeping the accused behind the bars. Accordingly, the present petition is allowed and petitioner-Harjeet Singh @ Harry is ordered to be released on bail subject to the satisfaction of learned CJM/Duty Magistrate, SAS Nagar, Mohali.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

April 25, 2016
Vinay