

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-5014 of 2016 (O&M)

Date of Decision: 16.02.2016

Amandeep @ Deepu and another

--Petitioners

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ajay Arora, Advocate for the petitioners.

Mr. Rajiv Doon, A.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.313 dated 29.9.2015 under sections 399, 402 I.P.C and sections 25, 54, 59 of Arms Act, registered at Police Station, Ellenabad, District Sirsa.

Learned counsel for the parties have been heard.

As per prosecution version, secret information was received that young boys were sitting in a room and were planning to commit dacoity and were also in possession of two motorcycles.

It has gone uncontroverted that a raiding party having been prepared, a raid was conducted on the spot and the present petitioners were allegedly apprehended from the spot and a recovery of one *Kappa* each was effected.

Petitioners were arrested on 29.9.2015.

Learned State counsel upon instructions from S.I Nihal Singh has apprised the Court that the investigation in the case is complete and even challan has been presented. Charges are yet to be framed. The trial, as

such, is at the initial stage and would take some time to conclude.

Present petition has been opposed by learned State counsel by stating that the petitioners are habitual offenders and are involved in a number of criminal proceedings. Be that as it may, it is also not in dispute that the petitioners are on bail in such proceedings.

Without making any observations on merits and keeping in view the length of incarceration already suffered by the petitioners, present petition is allowed. Petitioners be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Sirsa.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

16.02.2016

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