

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

CRM No. M-10238 of 2017 (O&M)

Date of Decision: 30.03.2017

Kartar Singh @ Raja Saggu

--Petitioner

Versus

The State of Punjab

--Respondent

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

Present:- Mr. M.S. Rai, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.165, dated 24.08.2016, under Sections 395/452/342/120-B/411 IPC and Sections 25/27/54/59 Arms Act, registered at Police Station Model Town, Ludhiana.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of Pankaj Agnihotri on the allegations that on 24.08.2016, while he was away to his place of business of electronics, he received a telephonic call at about 12.20 PM from his mother, namely, Pushpa Agnihotri that six unidentified persons out of which two were sikh gentlemen and four were hindu and who were armed with pistols and revolvers entered the gate of the house after having put the guard Budh Ram under fear of the fire arm and thereafter ransacked the house and took away Rs.12 lakhs cash and 2 kgs. of jewellery.

The present petitioner is sought to be implicated on the strength

of a supplementary statement recorded of the complainant, Pankaj Agnihotri on 30.12.2016 and as per which the petitioner as also one Inderjit had conducted recce of the residential premises of the complainant and thereby had facilitated the main accused for the commission of the offence.

Petitioner was arrested on 29.01.2017.

Challan in the case has already been presented. Charges are yet to be framed.

In the light of the peculiar facts and circumstances noticed hereinabove and the alleged role attributed to the petitioner and that too, on the basis of supplementary statement recorded after a period of almost 4 months after the date of alleged occurrence, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

Disposed of.

30.03.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |