

225

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

CRM-M-15835 of 2017

Date of decision: August 11, 2017

Jatinder Singh @ Jindi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. A.P.S. Mann, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Custody certificate filed by the learned State counsel today
in Court, is taken on record.

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.119 dated
01.09.2015, under Sections 399, 402 of Indian Penal Code, 1860 (for
short 'IPC') (Sections 119, 473 IPC added later on) and Sections
25/54/59 of Arms Act, 1959, registered at Police Station Sadar Kharar.

The petitioner was arrested on 31.12.2015 and is in jail since then.

Undoubtedly, the pleading of the FIR shows that on a
secret information received by the police, neither any raid was actually
conducted nor the petitioner was apprehended at the spot as stated in
the FIR.

Learned State counsel, on instructions from the police
official, states that there are other cases against the petitioner.

That may be so, but the point is that in the nature of the present case the evidence discussed above, I am inclined to grant bail to the petitioner.

In that view of the matter, this petition is allowed. Petitioner shall be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall file undertaking before the trial Court that he will not indulge in similar or any other kind of offence in future. Petitioner shall attend the police station concerned on every Monday, Wednesday and Saturday between 11:00 AM to 4:00 PM every week. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

August 11, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No