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

CRM-M No.2153 of 2017

Date of Decision: 01.03.2017

SAHIBPREET SINGH @ SABIPetitioner

Vs

STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.127 dated 28.07.2016, registered under Sections 379/411 IPC and under Section 379-B and 201 IPC (added later on) at Police Station Phase-I, SAS Nagar (Mohali).

Earlier prayer for grant of the regular bail was got dismissed as withdrawn by the petitioner vide order dated 03.11.2016 passed by this Court in CRM-M No.35880 of 2016.

Prosecution story started with the allegations that on 28.07.2016, two boys were apprehended with motorcycle at the police *naka*. Registration number of the motorcycle was found to be tampered. The motorcycle was having registration number PB-70-0714. On interrogation, it was found that original registration number of the motorcycle was PB-70-B-0714 and the same was alleged to be stolen motorcycle.

Learned State counsel on instructions from ASI

Baljinder Singh stated that no statement of the owner of the motorcycle has been recorded so far.

Petitioner was also involved in case bearing FIR No.45/2014 under Sections 382, 34 IPC, Police Station City Kharar, in which he has been acquitted by the Sub-Divisional Judicial Magistrate, Kharar on 08.01.2016. Petitioner was also involved in one more case, in which he is on bail. Petitioner is in custody since 28.07.2016. Challan has already been presented.

At this stage, without adverting to the merits of the case, I am of the view that petitioner, who is in custody since 28.07.2016 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

March 01, 2017.

(RAJ MOHAN SINGH)
JUDGE

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No