

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

CRL. MISC. No.M-25177 OF 2017 (O&M)
DATE OF DECISION : 21st JULY, 2017

Lovedeep Singh @ Babbu

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. Deepak Gupta, Advocate for the petitioner.

Ms. Samina Dhir, D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.102 dated 10.10.2016 registered under Sections 395 & 506 IPC at Police Station Bajakhana, District Faridkot.

Heard learned counsel for the rival parties.

Learned State counsel, on instructions from HC Balraj, PS Bajakhana, submits that the petitioner is member of a gang committing decoity. However, she does not have any record to say so. She further submits that the petitioner was identified in test identification parade.

Learned counsel for the petitioner submits that there was delay of eight days in registering the FIR.

The petitioner was arrested on 12.01.2017 and is in jail since then. In my opinion, the petitioner should be given chance to be at liberty pending trial, since the trial will take its own time. However, the petitioner has to give undertaking not to indulge in any type of offence.

Learned counsel for the petitioner makes a statement that after release from the jail the petitioner will file undertaking within two weeks from the date of his release that he would not indulge in any type of offence and would also submit a copy of the affidavit to the concerned Police Station.

In that view of the matter, I make the following order:

ORDER

- (i) The CRL. MISC. No.M-25177 OF 2017 is allowed.
- (ii) The petitioner is ordered to be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner shall file an affidavit within two weeks from the date of his release that he will not commit such type of offence again and would also submit a copy of the affidavit to the concerned Police Station as aforesaid.
- (iv) The petitioner shall report to the police station concerned on every Monday, Wednesday, Friday and Sunday between 11.00am to 4.00pm in addition to appearing before the trial Court on the dates fixed.
- (v) In case of violation of any of the above conditions on the part of the petitioner, the liberty is reserved in favour of the State to apply for cancellation of bail.

21st JULY, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No</i>