

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

**CRM-M-31636-2017
Decided on: 04.09.2017**

Anil

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. J.S. Santwall, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Haryana.

A.B. CHAUDHARI, J (ORAL)

Heard learned counsel for the rival parties.

Petitioner seeks regular bail in FIR No.119 dated 01.09.2015, under Sections 399, 402 IPC and 25/54/59 of Arms Act (sections 119, 473 IPC added later on) registered at Police Station Kharar.

Admittedly, the challan has been filed. The petitioner was arrested on 06.01.2016 and is in jail since then. It is stated that the petitioner has been working in BSF and the offence is serious in nature.

Learned State counsel, on instructions, fairly states that there is no case against the petitioner and this is the only case against him.

The fact that the petitioner is in jail for over 20 months and the period spent by him in jail is sufficient enough to warrant a regular bail.

In that view of the matter, this petition is allowed. Petitioner is ordered to be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall file an undertaking within 3 weeks with the trial Court that he will not indulge in

any kind of offence in future. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

04.09.2017			(A.B. CHAUDHARI)
Dinesh			JUDGE
	Whether speaking/reasoned	:	Yes/No
	Whether Reportable	:	Yes/No