

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

**CRM-M-35810-2017 (O&M)
Date of decision: - 28.9.2017**

Vipin @ Kalia

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Keshav Pratap Singh, Advocate for the petitioner.

Mr. Naveen Kaushik, Addl. AG, Haryana.

ARVIND SINGH SANGWAN, J (ORAL)

This is a petition under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 478 dated 14.8.2017 under Sections 25/25-A of Arms Act, registered Police Station Sadar Bhiwani, District Bhiwani.

Learned counsel for the petitioner submits that on the basis of a secret information, FIR was registered against the petitioner with the allegation that he was carrying illegal arms i.e. 3 country made pistols along with two live cartridge. It is further submitted that during the investigation, it was found that the said weapons were purchased from one Bhupender Singh, co-accused, who has already been granted regular bail by the Additional Sessions Judge, Bhiwani vide order dated 14.9.2017.

It is further submitted that petitioner is young man and a student. He further submits that petitioner is no more required for custodial interrogation as report under Section 173 Cr. P.C. has already been presented before the trial

Court and conclusion of the trial will take long time.

Learned State counsel does not dispute the factual position, however, opposed the prayer for concession of bail to the petitioner.

Without commenting upon merits of the case, present petition is allowed. Petitioner is directed to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Chief Judicial Magistrate/Illaq Magistrate, Bhiwani.

However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case or found misusing concession of bail.

28.9.2017
preeti

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No