

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

Hemlata
2017.10.30 11:48
I attest to the accuracy and
integrity of this document

CRM-M-39318-2017(O&M)

Date of decision: 27.10.2017.

Mandeep

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Surinder Singh Duhan, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, 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. 676, dated 21.12.2015, under Sections 420, 467, 468, 471, 188 IPC and Section 25 of Arms Act, registered at Police Station Narnaund, District Hisar.

Learned counsel for the petitioner submits that petitioner is in judicial custody since 31.08.2017. It is further submitted that as per allegation in the FIR, the petitioner has obtained Arms Licence from Nagaland which on verification was found to be issued in the name of the petitioner by giving a wrong address of Nagaland whereas the petitioner is originally a resident of Haryana. It is further submitted that the investigation in the case is complete and the challan has been presented on 26.10.2017. Learned counsel for the petitioner submits that the petitioner, subsequent to registration of the present FIR, is not involved in any other case and in the other FIR No.215, dated 10.09.2005, registered under Sections 323, 325, 148, 149 IPC and FIR No.358, dated 03.08.2013, registered under Sections 147, 148, 149, 324, 325 IPC, respectively, the petitioner has already been granted bail. Learned counsel for the petitioner

has admitted that he has obtained Arms Licence from Nagaland for security purpose and had no intention to commit any offence.

On the other hand, learned State counsel, on instructions from ASI Lalit Kumar, has opposed the prayer for bail by stating that the petitioner has given a wrong address for obtaining Arms Licence.

Considering the fact that the petitioner is in judicial custody since 31.08.2017; the investigation in the case is already complete; the conclusion of the trial will take long time, without commenting upon merits of the case, the 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/Duty Magistrate.

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.

(ARVIND SINGH SANGWAN)
JUDGE

27.10.2017
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No