

CRM-M-41078-2016

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

CRM-M-41078-2016

Date of Decision: 19.05.2017

Sukhdev Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Arshdeep Singh Brar, Advocate,
for the petitioners.

Mr. V.P.S.Sidhu, AAG, Punjab.

INDERJIT SINGH, J.

Petitioners-Sukhdev Singh and Arshpal Khan have filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.75 dated 25.05.2016, registered at Police Station Nihal Singh Wala, District Moga, under Sections 392 and 411 IPC and Sections 25 and 27 of the Arms Act, 1959.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

As argued, the complainant has already turned hostile and

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not supported the prosecution version. Two prosecution witnesses are residing in UP and have not been produced by the prosecution.

As per the allegations in the FIR, on 24.05.2016, the complainant was sitting outside office of petrol pump and supervising the work. At about 5.30 P.M., two young persons came on one motor-cycle and snatched ₹3,150/- from Mukesh Babu on gunpoint and went towards Bhagike.

The petitioners have been in custody since 27.05.2016. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

19.05.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No