

CRM No. M-46517 of 2016
Date of Decision : 03.10.2017

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Mr. Sandeep Virmani, Addl. Advocate General, Punjab.

Anupinder Singh Grewal, J.(Oral)

Learned counsel for the petitioners contends that the allegations against the petitioners are that they had stolen Trallas from Trucks and had been selling them as scrap. Learned counsel further contends that the petitioners have been in custody for over one year ever since the date of their arrest on 01.10.2016. He also contends that although the petitioners were not named in other FIRs but they were arraigned as accused therein after their arrest in the instant FIR. He also contends that offence under Section 413 IPC is not made out against the petitioners as they are not previous convicts and under The Punjab Habitual Offenders (Control and Reform) Act, 1952, a habitual offender is defined as a person who has been convicted to imprisonment more than twice during the continuous period of five years.

Learned counsel further contends that the investigation has been

completed and the challan has been filed.

In view of the above submissions of learned counsel for the petitioners and the petitioners having been in custody for over one year, I deem it a fit case to grant concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners, namely, Major Singh and Jasvir Singh @ Jassa are ordered to be released on regular bail on their furnishing requisite bail bonds to the satisfaction of the trial Court/Duty Magistrate.

October 03, 2017.
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>