

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

**Criminal Misc. No. M-48137 of 2017  
Date of Decision:-22.12.2017**

Tarsem Singh @ Simmi

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH**

Present:- Ms. Veerpal Kaur, Advocate  
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

**FATEH DEEP SINGH J.(Oral)**

The allegations against the petitioner Tarsem Singh @ Simmi in this regular bail application under Section 439 Cr.P.C. in case FIR No.0110 dated 29.5.2017, under Sections 18, 19, 20 of Unlawful Activities Amendment Orders Act, 2004 and Section 25 of the Arms Act, 1959, registered at Police Station Phase-1, District SAS Nagar, Mohali are that on 29.5.2017 on the basis of a secret information the petitioner alongwith accomplice were carrying an unlawful assembly against the interest of the State and as a consequence of which the petitioner was arrested on 18.7.2017 in this case after securing production warrants while he was in judicial custody in another case.

The contentions of learned counsel for the petitioner are that

nothing was recovered from the petitioner and none of the provisions of the Unlawful Activities Amendment Orders Act and the petitioner is behind the bars from the last about five months.

Learned State counsel through has tried to oppose the grant of bail to the petitioner but on instructions from ASI Balwinder Singh clearly accept the fact that nothing incriminating has been recovered from the possession of the petitioner.

Appreciating the submissions since nothing incriminating has been recovered from the petitioner as per the own stand of the State and the petitioner is behind the bars for the last about five months, and the fact that the trial is not likely to be concluded in near future, without adverting to the merits of the case, the present petition stands allowed. Bail to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, SAS Nagar, Mohali.

The present petition stands disposed off accordingly.

December 22, 2017  
Vijay Asija

( FATEH DEEP SINGH )  
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No