

Balwant Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Simranjit Singh, Advocate
for the petitioner

Mr. Kirat Singh Sidhu, DAG Punjab

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Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 44 dated 05.06.2017 under Sections 121, 121-A, 10, 13 of Unlawful Activities (Prevention) Act, 1967 and 25 of Arms Act, 1959, registered at Police Station Mukandpur, District SBS Nagar.

2. Reply by way of affidavit of Sh. Harwinder Singh, PPS, Deputy Superintendent of Police (Investigation), District SBS Nagar has been filed in the Court today and the same is taken on record.

3. The FIR reveals that one Gurjit Singh @ Gaggu was arrested on the basis of secret information for carrying out unlawful and anti-national activities.

4. During the course of investigation, it was revealed that said Gurjit Singh @ Gaggu had purchased 14 weapons of different kinds from the petitioner. On the confessional statement of the petitioner, one .32 bore revolver alongwith five live cartridges were recovered. Three other weapons were also recovered.

5. Learned counsel for the petitioner submits that the petitioner has been in custody since 13.08.2017. The main accused – Gurjit Singh @ Gaggu has meanwhile been released on regular bail. Challan has also been presented and,

thus, the investigation is complete and no useful purpose would be served by keeping the petitioner in custody indefinitely. There is no other case pending against the petitioner.

6. Learned State counsel, however, submits that the petitioner purchases weapons from Uttar Pradesh and supplies them to persons indulging in anti-national activity in Punjab, thus, he does not deserves to be released on bail.

4. Keeping in view the fact that the investigation is complete and that the petitioner does not have any previous criminal record and the main accused has been granted regular bail, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court.

July 06, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No