

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

CRL. MISC. No.M-12137 OF 2018
DATE OF DECISION : 20TH APRIL, 2018

Gurpreet Singh @ Deepa

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Anterpreet Singh, Advocate for the petitioner.

Mr. H. S. Sullar, Deputy Advocate General, Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed second petition under Section 439 Cr.P.C. seeking regular bail in FIR No.191 dated 26.11.2016 registered under Section 399, 402 IPC and Section 25/27 of Arms Act (Section 29 of Arms Act added later on) at Police Station Sadar Jagraon, District Ludhiana.

Heard learned counsel for the rival parties.

Custody certificate filed by the State is taken on record.

Learned State counsel submits that the trial has commenced but it will take time for completing the same. He further submits that this is the first offence against the petitioner.

Learned counsel for the petitioner makes a statement that after release from the jail the petitioner will file undertaking within two weeks that he would not indulge in any type of offence and would also submit a copy of the affidavit to the concerned Police Station. Learned

counsel for the petitioner further submits that the co-accused has already been granted bail by this Court.

In view of the fact that the trial will take its own time; this is the first offence committed by the petitioner and the petitioner is ready to give an affidavit as stated above and further that the co-accused has already been granted bail by this Court, I am inclined to grant bail to the petitioner.

Hence, I make the following order:

ORDER

- (i) The petition is allowed and the petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (ii) The petitioner shall file an affidavit within two weeks from the date of his release that he will not commit such type of offence again.
- (iii) The State will be at liberty to apply for cancellation of bail in case of any further commission of such type of offence by the petitioner.
- (iv) The petitioner to surrender his passport with the trial Court, if he possesses the same.

20TH APRIL, 2018
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>