

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

CRM-M No.16888 of 2018
DATE OF DECISION:05.10.2018

Nanak Chand

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. GBS Gill, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

DAYA CHAUDHARY, J.(ORAL)

Through the present petition filed under Section 439 Cr. P.C., the petitioner seeks regular bail in case FIR No.90, dated 25.08.2017, registered under Sections 436, 427, 506, 188, 148, 149, 120-B IPC read with Sections 3, 4 of the Prevention of Damages to Public Property Act, 1984 and Sections 3, 4 of Explosive Substances Act, 1908, at Police Station Bareta, District Mansa.

Learned counsel for the petitioner submits that petitioner has falsely been implicated in the case whereas no offence is made out against him. Petitioner has been implicated in the case only on the basis of suspicion being the follower of Dera Sacha Soda. The allegation against him is that he instigated the followers to cause damage to the Government building and properties but petitioner has not been named in the FIR. The petitioner is in custody since 23.01.2018 and trial of the case may take

long time to conclude. No purpose would be served by keeping him behind the bars when co-accused of the petitioner have already been released on regular bail. Learned counsel also states that in other seven cases which are pending against the petitioner, he is on bail and has placed on record photo copy of the orders.

Learned State counsel has not disputed the custody period and also the fact that co-accused have been released on regular bail.

By considering that the petitioner is in custody since 23.01.2018 and also the fact that other co-accused have been released on regular bail, the present petition is allowed. The petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

05.10.2018
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(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No