

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18524-2018

Date of decision: 08.05.2018

Ashu Sharma

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. L.M. Gulati, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.62 dated 05.02.2018 under Sections 379-B (2)/34 IPC, registered at Police Station Civil Lines, Amritsar, District Amritsar.

Learned counsel for the petitioner submits that as per allegations in the FIR, two clean shaven persons have snatched Rs.400/- by showing some pistol like weapon and later on, he came to know that they are Ashu and Bagga, resident of Amarkot. It is further submitted that in fact, the petitioner has been falsely implicated, as the complainant has failed to disclose that from where he came to know about the name and address of the petitioner on the very next day, when the FIR was registered. Counsel for the petitioner further submits that the petitioner is in judicial lockup since 16.02.2018, investigation is complete and he is no more required for any further investigation.

Learned State counsel has filed the custody certificate and as per this custody certificate, petitioner is in judicial custody for about 02 months and 20 days and is not involved in any other case. Learned State counsel however submits that a sum of Rs.200/- was recovered from the petitioner and one air pistol along with motorcycle belonging to co-accused Bagga were also recovered from him.

Without commenting on merits of the case, considering the fact that the petitioner is in judicial lockup since 16.02.2018; he is not involved in any other case and is no more required for any further investigation, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

08.05.2018
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No