

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

CRM No.M- 24519 of 2018 (O&M)

Date of decision: 04.07.2018

Gurmeet Singh @ Babbu

.....Petitioner

versus

State of Haryana

.....Respondent

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

Present: Mr. Harinder Pal Singh Ishar, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Rajbir Sehrawat, J.(Oral)

This is the petition under Section 439 Cr.P.C. for grant of bail pending trial to the petitioner in complaint case No. 4/17 dated 06.03.2017 under Sections 9, 39, 51, 52 of Wildlife Protection Act 1972.

Learned counsel for the petitioner submits that admittedly he was not arrested from the spot. The case against the petitioner is based on hear-say. The petitioner is in custody since 12.04.2018.

Learned State Counsel; on instructions from SI Jaivinder Singh; submits that the evidence against the petitioner has come in the form of statements of villagers residing nearby, which connect the petitioner.

Since the petitioner has not been arrested on the spot and the veracity of the circumstantial evidence is yet to be tested, therefore, keeping in view the fact that the petitioner has been in custody since April 2018, the present petition is allowed. The petitioner is ordered to be released on bail during the pendency of trial subject to furnishing bail bond/surety to the satisfaction of the trial Court.

4th July, 2018

Manju

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No