

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-26632-2018

Date of decision: 02.07.2018

Hardeep Singh @ Deepu

.. Petitioner

Vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ranjodh Singh Sidhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No. 29 dated 10.04.2018 under Sections 379-B (2)/34 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Tarsikka, District Amritsar.

Counsel for the petitioner submits that the petitioner was not named in the FIR and was nominated in the FIR only on the disclosure statement of co-accused Jagroop Singh. As per the said disclosure statement, the petitioner was standing outside the premises of the petrol pump where the incident has occurred.

Counsel for the petitioner further submits that the petitioner is not involved in any other case and he is a first offender. It is further submitted that the petitioner is in judicial custody since 28.04.2018 and the investigation is complete and the challan has already been prepared.

Learned State counsel, on instructions from ASI Harbans Singh, has not disputed that the petitioner is not involved in any other case, however, has submitted that co-accused Jagroop Singh is involved in number of other cases and the petitioner was involved on his disclosure statement. He further submits that the report under Section 173 Cr.P.C. is prepared and is likely to be presented before the trial Court soon.

Without commenting anything upon the merits of the case, considering the fact that the petitioner was not named in the FIR and is involved only on the disclosure statement of co-accused Jagroop Singh; petitioner is not attributed any overtact and is not involved in any other case; and also in view of the fact that no recovery is effected from the petitioner and investigation is complete, the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court.

[ARVIND SINGH SANGWAN]
JUDGE

02.07.2018.
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No