

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

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CRM-M No.2989 of 2018
Date of Decision: February 1st, 2018

Pardeep Kumar alias Bau

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vishal Aggarwal, Advocate
for the petitioner.

Mr. Kuldeep Singh, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing the present petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.134 dated 07.07.2017, registered at Police Station Model Town, Ludhiana, under Sections 395, 397, 411, 148, 149 of the Indian Penal Code.

It is the contention of learned counsel for the petitioner that the petitioner was arrested on 16.08.2017. He contends that co-accused Gursewak Singh @ Giani @ Guri, Anurud @ Prince and Vivek Kumar have been granted bail by this Court, copies of those orders are appended as Annexures P-2 and P-3 Colly. He further contends that what has been recovered from the petitioner is only a motorcycle, that too owned by co-accused Gursewak Singh @ Giani @ Guri, who has already been granted bail by this Court by order dated 20.12.2017 (Annexure P-2). He contends that the trial is not likely to conclude soon and since the challan has already been presented, the petitioner may be enlarged on bail, especially when the co-accused of the petitioner have already been released and granted the benefit as has been prayed by the petitioner.

Counsel for the State submits that the challan although has been presented but the case is fixed for framing of charge on 20.02.2018. He could not dispute the fact that except for the motorcycle which has been recovered from the petitioner which also belongs to co-accused Gursewak Singh @ Giani @ Guri, there is no other recovery from the petitioner.

Keeping in view the fact that the co-accused of the petitioner have already been granted the benefit of regular bail by this Court as per the orders, copies of which have been appended as Annexures P-2 and P-3 Colly., the present petition is allowed.

Petitioner-Pardeep Kumar alias Bau is directed to be released on bail on furnishing personal and surety bonds to the satisfaction of the trial Court, Ludhiana.

February 1st, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No