

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

214

**CRM-M-30534-2018 (O&M)
Date of Decision : 16.08.2018**

Amit Sharma @ Ballu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE P.B.BAJANTHRI

Present: Mr. Yogesh Goel, Advocate for the petitioner.

Mr. Nikhil K.Chopra, Addl. A.G. Punjab.

P.B. BAJANTHRI, J.(ORAL)

In the instant petition, petitioner has sought for regular bail under the provision of Section 439 Cr.P.C. in case FIR No.323 dated 02.06.2018, under Sections 379-B, 34 IPC registered at Police Station Focal Point Ludhiana.

2. Learned counsel for the petitioner submitted that one of the accused was not arrested as on 09.07.2018 the date on which petitioner's bail application was dismissed. During pendency of the present petition, other accused Parkash Singh was arrested on 05.08.2018. Scooty (vehicle) which was alleged to have used for the offence has already been recovered and challan has been presented. Petitioner is in custody since 03.06.2018. Therefore, petitioner is entitled for regular bail.

3. Learned State counsel has not disputed the aforesaid dates and

events.

4. Heard the learned counsel for the parties.

5. In view of the submissions of learned counsel for the petitioner, especially having regard to the fact that challan has been presented therefore, question of custodial interrogation is also not attracted and disposal of the trial will take sufficient time, I deem it appropriate to grant the concession of regular bail to the petitioner.

6. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. Petitioner-Amit Sharma @ Ballu is ordered to be released on regular bail on his furnishing bonds to the satisfaction of trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

7. However, the petitioner shall not in any way indulge in any criminal activities and he shall also not influence the witnesses or other wise interfere with the fair trial.

(P.B.BAJANTHRI)
JUDGE

16.08.2018

pooja saini

Whether speaking/reasoned?

Yes/ No

Whether reportable?

Yes / No