

Sr. No.214

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

**CRM-M-30843-2018
Date of decision:16.10.2018**

Vishal Mehta

.....Petitioner

versus

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. C.S.Rana, Advocate
for the petitioner.

Mr. Rajat Bansal, AAG, Punjab.

Rajbir Sehrawat, J(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.87 dated 27.02.2018 registered under Sections 379-B, 34 of IPC and later on added Section 411 IPC at Police Station Jodhewal, District Ludhiana.

Counsel for the petitioner contends that the allegations against the petitioner are totally concocted. The name of the petitioner is not even mentioned in the FIR. Learned counsel for the petitioner further contends that the alleged motor cycle; used in the crime is recovered from the co-accused of the petitioner and the petitioner has no connection with the motor cycle. Petitioner is in custody since 30.03.2018. Challan has already been filed. However, evidence of the prosecution is yet to start.

On the other hand, learned State counsel, being instructed by HC Surinder Singh, points out here there is another case against the petitioner registered under Section 307 IPC.

In response thereto, learned counsel for the petitioner submits that in the said case, the petitioner is already on bail.

In view of the above, but without commenting upon the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

16th October, 2018

Shivani Kaushik

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*