

Sr. No.205

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

**CRM-M-40926-2018
Date of decision:01.12.2018**

Harnek Singh @ Sunny

.....Petitioner

versus

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Ravinder Singh, Advocate
for the petitioner.

Mr. Hitten Nehra, Addl.AG,Punjab.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking bail pending trial in FIR No.0127, dated 25.06.2018 for the offences punishable under Sections 379B(2), 411 IPC registered at Police Station Moti Nagar, District Ludhiana.

Learned counsel for the petitioner contends that case against the petitioner is concocted. Otherwise, no recovery is actually effected from the petitioner. The alleged recovery of mobile phones have been thrust upon the petitioner because one day before that; some mobile phones were recovered by the same police station from some cricket bookies, as was reported in the press also. Still further it is contended that there was another case of similar nature against the petitioner. However, he has already been granted bail in that case. The petitioner is in custody since 25.06.2018. The challan has already been filed in the case. The petitioner is not required for any further investigation purposes.

On the other hand, learned State counsel being instructed by ASI Ranjeet Singh submits that petitioner is involved in another case of similar nature as well. Therefore, he does not deserve to be released on bail. However, it is not disputed that the challan in the case has already been filed.

In view of the above, but without commenting any further on the merits of the case, the petition is allowed. Petitioner is granted the concession of bail pending trial. He be released on bail pending trial subject to furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate.

1st December, 2018

Shivani Kaushik

[RAJBIR SEHRAWAT]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*