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

CRM-M No.6117 of 2018  
Date of Decision: 23.03.2018

Amarbir Singh @ Gopi Mahal

.....Petitioner

Vs

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. P.B.S. Goraya, Advocate  
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

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**RAJ MOHAN SINGH, J.(Oral)**

1. Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.0036 dated 11.03.2016, registered under Sections 365, 511, 379, 34, 395, 379-B, 411, 473, 120-B, 148, 149 IPC and Sections 25/27/54 of Arms Act at Police Station Cantonment, District Police Commissionerate (Amritsar).

2. FIR was registered on the statement of Chetan Dev Malhotra to the effect that he is a cloth merchant. On the day of occurrence, he along with his wife Asha Malhotra had gone to attend some function in MK Hotel in their car. When they were returning and reached near Silver Chowk Colony behind petrol

pump, one car came from front side near their car. Three young persons alighted from the car and they pulled the complainant out of the car. One person sat on the driver side and two persons sat on the back side. The complainant was made to sit in between. They sped away in the car. Other car also followed them. They kept on asking money and ATM card from the complainant. They also removed gold rings, one gold chain from the wife of the complainant and also took an amount of Rs.2500/- from the purse of the complainant. Ultimately, the complainant and his wife were dropped near RB state. Complainant also alleged that he had seen them carrying two pistols.

3. The prosecution has already examined the complainant as PW1 who has not supported the case of the prosecution. Similarly, eye witness namely Asha Malhotra has not supported the case of the prosecution.

4. Co-accused namely Gurpreet Singh @ Gopi has already been granted regular bail in CRM-M No.9813 of 2017 on 24.07.2017.

5. The aforesaid statement of fact has not been disputed by learned State counsel on instructions from ASI Jaspal Singh.

6. In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

7. Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

23.03.2018  
*jyoti*

**(RAJ MOHAN SINGH)**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No