

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

CRM-M-21690-2019 (O&M)

Date of decision : 16.05.2019

Ankush Mahajan @ Thana

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Mandeep S. Bedi, Sr. Advocate with  
Mr. Sidhant Mehra, Advocate for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

\*\*\*\*

**ANIL KSHETARPAL, J. (ORAL)**

Prayer in the petition is to grant regular bail to the petitioner in FIR No.188 dated 08.11.2018 registered under Sections 302, 307, 148, 149 of the Indian Penal Code and Sections 25, 54, 59 of the Arms Act at Police Station Dinanagar, District Gurdaspur.

Learned Senior counsel for the petitioner-Ankush Mahajan @ Thana son of Satish Mahajan contends that in the FIR, petitioner was not named. He further submits that in the supplementary statement recorded after 3 days of the occurrence, petitioner was tried to be falsely implicated. He further submits that the statement of Rahul under Section 161 of Cr.P.C. Annexure P-1 also does not implicate the petitioner. He further submits that the challan has been presented and the petitioner is in custody since

12.11.2018.

On the other hand, learned counsel appearing on behalf of the State, on instructions from ASI Harbir Singh, has submitted that the petitioner is involved in a heinous crime and, therefore, not entitled to concession of regular bail.

On question, learned counsel for the State admitted that there is no recovery from the petitioner.

Keeping in view the respective contentions of the parties and without commenting on the merits of the case lest it may prejudice the case of any of the parties, this Court is of the view that the petitioner deserves to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Gurdaspur.

Accordingly, the present petition is allowed.

**16.05.2019**

*Pawan*

**(ANIL KSHETARPAL)**

**JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                  Yes/No**