

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

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CRM-M No.50709 of 2018
DATE OF DECISION : 12th DECEMBER, 2019

Gurjit Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Ripudaman Singh Sidhu, Advocate for
Ms. Gursharan K. Mann, Advocate for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab with
Mr. Raja Navdeep Singh, ASP, Central Jail, Amritsar.

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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.0014 dated 10.06.2018 registered under Sections 420, 364-A, 382, 386, 387, 212, 216, 216-A & 120-B IPC; Sections 42 & 52A of Prisons Act, 1894 and Section 10, 11 & 13 of Unlawful Activities (Prevention) Act, 1967 at Police Station State Special Operations Cell, Amritsar, District Intelligence Wing (CID), Amritsar.

Pursuant to the previous order, counsel for the State has placed on record status report. It has been pointed out in the same that the Assistant Superintendent of Jail was administered a recorded warning. Still further; the said Assistant Superintendent of Jail had applied for extension of service after having attained the age of superannuation. However, he was not permitted to continue in service.

Qua the merits of the case, the counsel for the petitioner submits that the case against the petitioner is totally concocted. Even as per the challan filed by the police, there is no evidence collected by the police or supplied to the petitioner along with the challan. Except the alleged disclosure statement, there is nothing against the petitioner.

On the other hand, counsel for the State, on instructions from ASI Jasbir Singh, SSOC, Amritsar, submits that the petitioner was acting as a part of gang. However, it is not disputed that except the disclosure statement, there is nothing against the petitioner to connect him with the alleged crime.

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

12th DECEMBER, 2019
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>