

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

**CRM-M No. 35620 of 2019 (O & M)
Date of Decision:-04.09.2019**

Amarjeet Singh @ Amrit

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Kawaljyot Singh, Advocate
for the petitioner.

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

MANOJ BAJAJ J.(Oral)

CRM-25652-2019

Allowed as prayed for.

CRM-M-35620-2019

Petitioner-Amarjeet Singh @ Amrit has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.46 dated 16.6.2019, under Sections 399 and 402 IPC and Section 25 of the Arms Act, 1959, registered at Police Station City Nakodar, District Jalandhar.

The FIR in question was recorded on the basis of secret information. It was alleged that the petitioner along with others was preparing to commit dacoity in a bank and all these persons are previously involved in various other cases of similar nature.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated and there is nothing to indicate that any preparation was made by them as alleged by the prosecution. He submits that there is no other case previously registered against the petitioner except case FIR No.76 dated 16.6.2019, under Sections 379-B/34 and 411 IPC, registered at Police Station Sadar, Nakodar. He further submits that the investigation of the case is complete and further custody of the petitioner is not required for any investigation purpose.

On the other hand, learned State counsel, who is assisted by ASI Buta Ram has opposed the prayer. It is not disputed by him that previously there was no other case against the petitioner, however, after arrest of the petitioner in the present case, he was taken to the police Station City, Nakodar, where he was arrested in case FIR No.76 dated 16.6.2019. He further submits that a kirpan was recovered from the petitioner at the time of arrest.

Considering the above and the fact that the trial is likely to consume some time, further detention of the petitioner is not justified. Therefore, without meaning any expression of opinion on the merits of the case petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the

satisfaction of the trial Court, Jalandhar.

The petition is allowed.

September 04, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No