

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

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**CRM No.M- 44088 of 2019
Date of decision : 11.12.2019**

Baltej Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Preetinder S. Ahluwalia , Advocate
for the petitioner.

Mr. K.S. Aulakh, DAG, Punjab.

KARAMJIT SINGH, J(ORAL)

This is the first petition under Section 439 Cr.P.C. filed by the petitioner for seeking regular bail in FIR No. 42 dated 21.06.2019 registered at Police Station Mehna, District Moga under Sections 399, 402 of IPC and Sections 25/27 of Arms Act, 1959.

As per the allegations the present case was registered on the basis of secret information to the effect that on 21.06.2019 the petitioner along with his associates namely Jaspreet Singh, Jobanpreet Singh, Baljit Singh, Harpreet Singh, Gabbar Singh and Rajinder Kumar @ Sonu Dev armed with deadly weapons assembled at a deserted place of Rest House Irrigation Department in Village Dala and were making preparation to commit dacoity and if the raid was conducted. They could be apprehended along with the weapons. Rukka was sent to the police station on the basis of said secret information and then the police party headed by ASI Gurbaksh Singh raided the disclosed place. There were allegations that at the time of said secret raid, the petitioner was apprehended along with one sword at the spot and his associates were apprehended at the spot along with respective weapons.

Learned counsel for the petitioner submits that the petitioner is in custody since 21.06.2019. After the completion of investigation, challan has been presented in court concerned but it will take time for completion of the trial. He

further submits that the co-accused Harpreet Singh, Jobanpreet Singh have already been granted regular bail by the Sessions Court Moga.

The bail cannot be declined just on the ground that the petitioner is facing trial in three other criminal cases. His companion Jobanpreet Singh, who is facing trial in 5 other criminal cases have already been granted regular bail in this very case by the Additional Sessions Judge, Moga.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of the CJM/Duty Magistrate, Moga.

December 11, 2019
Manju

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No