

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

**CRM-M No. 45009 of 2019
Date of Decision:-29.10.2019**

Satta Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Ashish Grover, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab

MANOJ BAJAJ J.(Oral)

Petitioner-Satta Singh has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No. 188 dated 12.9.2019, under Sections 399, 402 and 412 IPC and Section 25 of Arms Act, registered at Police Station Sangat, District Bathinda. The petitioner was arrested on 12.9.2019 in the present FIR.

The FIR was registered on the basis of secret information, received by SI Gurjant Singh on 12.9.2019 at about 6.00 p.m. to the effect that Gurdeep Singh, Gurnam Singh, Surinder Kumar, Karam Chand, Jhanda Singh, Lovepreet Singh and Satta Singh are habitual of committing dacoity

and on 12.9.2019 they were sitting under the bunch of trees near link road Sangat Kalan to Gurthari alongwith deadly weapons and making preparation for committing dacoity in the nearby villages. The police party raided the spot and caught the accused persons with deadly weapons. From the possession of accused Gurdeep Singh 12 bore rifle, from Surinder Kumar, kirpan, from Gurnam Singh, Kappa, from Lovepreet Singh, baseball bat, from the possession of accused Jhanda Singh wooden rod and from the possession of Sabha Singh @ Satta, an iron rod were recovered.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case as no offence has been committed by him and the present FIR has been registered only in anticipation on the mere hearsay version. He further submits that challan in the case is yet to be filed and co-accused, namely, Amandeep Singh has been extended the concession of regular bail by the trial Court vide order dated 21.10.2019.

On the other hand, learned State counsel, who is assisted by ASI Gurcharan Singh opposed the prayer. However, it is not disputed that challan in the case is yet to be filed and co-accused Amandeep has been extended the concession of regular bail by the trial Court.

After hearing learned counsel for the parties, this Court finds that the trial of the case is likely to consume considerable time and keeping in view the custodial period of the petitioner, his further custody may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail

subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Bathinda.

The petition is allowed.

October 29, 2019

Vijay Asija

(MANOJ BAJAJ)

JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No