

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-53921-2019

Date of decision : 20.12.2019

Jatinder Singh alias Sonu

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Inder Pal Singh, Advocate
for petitioner.

Mr. K.S. Aulakh, DAG Punjab.

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HARINDER SINGH SIDHU, J.

This is a petition filed for grant of bail in case FIR No. 103, dated 18.7.2019, registered under Sections 392, 365, 506, 34 IPC and under Section 25 of Arms Act (Section 411 IPC added later on) at Police Station Maqboolpura, District Police Commissionerate Amritsar.

The FIR was registered on the complaint of Joginder Ram stating that he had come to Amritsar for supplying one consignment of furniture after loading from Delhi in a canter. As he could not deliver the article, he parked the vehicle near Petrol Pump near Toyota Agency and Daburji on G.T. Road Amritsar. On the night intervening 17/18.7.2019 at about 12.30/1.00 AM, 3 persons came on motorcycle and they asked the complainant as to why he had parked the vehicle there and asked him to take away the canter. The complainant when started the canter, then those persons forcibly entered his canter, covered his eyes with handkerchief, took the canter at some distance and downloaded some articles loaded in the vehicle. Thereafter, they started the vehicle and came to GT Road, Daburji. They opened the cloth from the eyes of complainant and went away. They threatened him not to disclose about the incidence to anybody.

The learned counsel for petitioner states that petitioner is physically handicap person to the extent of 45% and amputation through metacarpal of the fingers and through proximal phalanx of the right hand. He is not in a position to commit the offence. The investigation in case is complete. The petitioner is in custody since 18.7.2019.

The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case. Keeping in view the facts and circumstances of present case; without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, if petitioner indulges in any activity of similar nature, while on bail, prosecution agency will be at liberty to seek cancellation of order granting bail to petitioner.

(HARINDER SINGH SIDHU)
JUDGE

20.12.2019

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No