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

**CRM-M-2831-2020
Date of Decision: 12.02.2020**

Rahul @ Dana

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Amardeep Singh, Advocate,
for the petitioner.

Mr. Avtar Singh Sandhu, Add. A.G., Punjab.

SUDIP AHLUWALIA, J. (ORAL)

[1]. This is a petition for regular bail under Section 439 Cr.P.C. on behalf of the petitioner in case FIR No.231, dated 21.10.2018, under Sections 397 & 34 of the Indian Penal Code (in short 'IPC') (Sections 201, 307, 148 & 149 IPC added later on vide DDRs No.29, dated 13.06.2019 and 31 dated 14.06.2019, respectively) and Section 25 of the Arms Act, registered at Police Station Jandiala, District Amritsar (Rural).

[2]. The petitioner has remained in detention for almost 11 months since 16.03.2019. He was not named in the FIR, and even in the subsequent supplementary statement given by the complainant, admittedly, he was neither a rider nor pillion rider of the motorcycle, from which, the complainant was attacked and fired at. He has alleged to have conducted a "recce" of the complainant before the occurrence. But it is not clear how the complainant had come to know about such recce having been conducted upon him and names of the person 'involved' in the same. Even

no recovery from the petitioner has been made.

[3]. Challan already submitted after completion of investigation.

[4]. In the given circumstances, considering the long detention undergone by the petitioner, he may at this stage be released on regular bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

12.02.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No