

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

CRM-M No.9191 of 2020

Date of Decision : 06.03.2020

Har minder Singh @ Mander

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. H.P.S. Sidhu, Advocate
for the Petitioner.

Mr. Avtar S. Sandhu, Addl. Advocate General, Punjab
assisted by ASI Jaswinder Singh
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail in case FIR No.109, dated 24.10.2018, registered under Section 382 of the Indian Penal Code, 1860 (for short, 'the IPC') and Sections 25 and 27 of the Arms Act, 1959 (Sections 392, 473, 411 and 120-B of the IPC, added later on) at Police Station Mehna, District Moga.

2. The Petitioner was arrested on 01.11.2018.
3. He was admittedly not named in the FIR and no recovery was made from him, in the present case.
4. It transpires that during trial, even the Complainant, namely, Chander Shekhar @ Aashu has not given any statement against the Petitioner.

5. The bail prayer of the Petitioner is nevertheless opposed on behalf of the State by contending that he is also involved in five other criminal cases, the details of which have been mentioned in Para No.4 of the order passed by the Ld. Additional Sessions Judge, Moga (Annexure P-4).

6. Be that as it may, the fact remains that the Petitioner is yet to be convicted in any case. As such, considering the long detention undergone by the present Petitioner, he is ordered to be released on bail to the satisfaction of the Ld. Trial Court concerned.

March 06, 2020

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No