

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

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IN VIRTUAL COURT

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CRM-M No. 16038 of 2020

Decided on: 27.8.2020

Gurcharan Singh @ Bhinda

.....Petitioner

Versus

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. G.S. Manku, Advocate, for the petitioner
Mr. APS Gill, DAG, Punjab

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No. 197 dated 25.9.2018, under Sections 379B/34 IPC, registered at Police Station Jandiala, District Amritsar.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner is not involved in any such offence, as alleged against him. The police have fabricated the alleged recovery from the petitioner. The petitioner is in custody since 11.3.2020 and challan has already been filed. There is no other case against the petitioner. The petitioner is not required for any investigation purposes.

On the other hand, learned State counsel, being instructed by ASI Tarsem Singh, has submitted that the petitioner has been found involved in the present case. There has been a recovery of mobile phone and a purse belonging to the complainant, from the petitioner. However, it is not disputed that the

petitioner is in custody since 11.3.2020; and that there is no other case against the petitioner.

In view of the above, but without commenting any further upon the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

27.8.2020

Ashwani

Speaking/Non-speaking :	Yes/No
Reportable/Reasoned :	Yes/No