

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-37965-2019 (O&M)
Date of Decision:-3.2.2020

Gurbhej Singh @ Bheja

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Impinder Singh Dhaliwal, Advocate for the petitioner.

Ms. Rashmi Attri, Assistant Advocate General, Punjab.

GURVINDER SINGH GILL, J.(Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered vide FIR No.06 dated 16.1.2019 at Police Station Sri Muktsar Sahib, District Sri Muktsar Sahib under Sections 379-B, 323, 201, 506 and 34 of Indian Penal Code and Sections 25, 27, 54 and 59 of Arms Act, wherein offences under Sections 25, 27, 54 and 59 of Arms Act were deleted lateron.
2. The allegations, as per FIR, are that the complainant had taken lift in a vehicle in which 4 persons were sitting and that the said persons instead of dropping the complainant at the place where he wished to be dropped, robbed him off valuables including a gold chain, a gold bracelet, a bag containing ₹2.20 lakhs cash etc.

3. The learned counsel for the petitioner has submitted that the petitioner is not named in the FIR and came to be nominated as an accused on the basis of statement of Ex-Sarpanch, who had allegedly seen him.
4. Opposing the petition, the learned State counsel has submitted that since the petitioner had earlier been involved in four other cases, no case for grant of bail is made out. It has, however, been informed that the petitioner has been behind bars since the last more than one year and till date only 1 PW out of the cited 26 PWs has been examined.
5. The learned counsel for the petitioner has clarified that the petitioner infact stands acquitted in 2 FIRs out of the aforesaid 4 FIRs, which had been earlier lodged against the petitioner.
6. Having considered rival submissions addressed before this Court and without commenting anything as regards veracity of allegations levelled against the petitioner and while noticing that the petitioner has been behind bars since the last more than one year, further detention of the petitioner would not serve any useful purpose as the conclusion of trial is likely to take some time.
7. The petition, as such, is accepted and it is ordered that the petitioner be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

3.2.2020

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No