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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.50533 of 2019

Date of Decision: 25.02.2020

SANJEEV KUMAR

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. G.S. Bhasin, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.1 dated 12.04.2019, registered under Sections 406, 392, 201, 411, 412, 34 IPC and under Sections 13(1)(a), 13(2) of the Prevention of Corruption Act, 1988 at Punjab State Crime Police Station, Phase-4, SAS Nagar.

Allegation against the petitioner is that he has received the booty subject matter of robbery.

Learned counsel for the petitioner submitted that the case of the petitioner is at par with the alleged complicity of co-accused Amandeep Singh Kamboj @ Ishu and Davinder Kumar @ Kala, who have already been granted regular bail vide order dated 18.11.2019 and 27.11.2019 passed in CRM-M No.43807 of 2019 and CRM-M No.44032 of 2019 respectively.

The name of the petitioner falls under one of the category of the persons, who have received the booty without

participating in the process of raid and in subsequent proceedings till such time, the amount of booty came in their possession from the co-accused. The complicity of the petitioner would remain debatable.

The aforesaid factual position has been admitted by learned State counsel on instructions from SI Chhaju Singh.

Learned State counsel also submitted that the petitioner is also an accused along with the others.

At this stage, without adverting to the merits of the case, I am of the view that petitioner, who is in custody since 02.05.2019 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 25, 2020

Atik

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No