

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

CRM-M-10265 of 2021.

Decided on:- March 09, 2021.

Raj Deep alias Bunty.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Rakesh Bakshi, Advocate
for the petitioner.

Mr. M.S. Nagra, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed this petition under Section 439 Cr.PC for grant of regular bail in FIR No.12 dated 13.01.2021 under Section 25 of the Arms Act, 1989 and Section 411 IPC registered at Police Station Lalru, District SAS Nagar, Mohali.

Learned counsel for the petitioner submits that the allegation against the petitioner is that he was found in possession of one revolver .32 bore loaded with six cartridges along with 4 live cartridges. The revolver so recovered from the petitioner was stolen property allegedly stolen by the petitioner from Sector-68, Mohali.

He further submits that the petitioner is in custody since 13.01.2021 and the offence allegedly committed by the petitioner is triable by

Magistrate. It is during the trial, it would be established that the revolver so recovered from the possession of the petitioner is a stolen property and the conclusion of trial is likely to take long time.

Learned State counsel does not dispute the custody of the petitioner. He further submits that there is another case registered against the petitioner i.e. FIR No.3 dated 12.01.2018 under Sections 454, 457 and 380 IPC registered at Police Station Phase-8, Mohali.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 13.01.2021 and the offence allegedly committed by the petitioner is triable by Magistrate, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court.

It is made clear that in case the petitioner is found involved in any other case of similar nature, the prosecution shall be at liberty to seek cancellation of his bail in this case.

The observations made hereinabove shall not be construed as any expression of opinion on the merits of the case. The trial Court shall decide the case without being influenced with these observations in any manner.

March 09, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No