

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206

CRM-M-32844 of 2021
Date of Decision : 19.08.2021

Gagandeep Singh @ Gagana

...Petitioner

Versus

State of Punjab

...Respondent

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sonpreet Singh Brar, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

Custody certificate filed by the learned State counsel in the Court today is taken on record.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in respect of FIR No.110 dated 17.06.2021 registered under Sections 399 & 402 of IPC and Sections 25 and 27 of the Arms Act at Police Station City Malout, District Muktsar.

Learned counsel for the petitioner argues that in the present case, the challan has already been presented and, therefore, keeping the petitioner behind the bars will not serve any useful purpose, hence, the petitioner be granted the benefit of regular bail.

Learned State counsel on instructions from ASI Sukhraj Singh

submits that as per the allegations alleged in the FIR, the petitioner was planning to commit dacoity and further submits that the recoveries have been effected from the petitioner.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

The allegations alleged against the petitioner are only of planning to commit dacoity. The investigation is already over and challan has also been presented. Learned State counsel has also conceded that there is no other case pending against the petitioner. Keeping in view the said fact and also in view of the fact that the trial is likely to take some time before it concludes, no useful purpose will be served by keeping the petitioner behind the bars, especially, when learned counsel for the petitioner undertakes that the petitioner will maintain good conduct while on bail and will not obstruct the trial in any manner or influence the witnesses, whose statement is yet to be recorded. In case of default of the above undertaking, the State will be at liberty to approach this Court for passing appropriate orders.

Without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of trial Court/Duty Magistrate concerned.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

August 19, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No