

226 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-33561-2021
Date of Decision: 23.08.2021

Davinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. R.S. Gill, Advocate,
for the petitioner.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure by the petitioner, seeking regular bail in case FIR No.96 dated 08.07.2021, under Sections 153-A, 505(2) read with Section 120-B of the IPC (Section 336 of the IPC and Sections 25(1)(b)(a)/30 of the Arms Act added later on), registered at Police Station Balongi, District Sahibzada Ajit Singh Nagar.

2. The petitioner has remained in detention for almost one and a half months, since 09.07.2021. He was not named in the FIR, and consequently no role has been attributed to him therein. The only material transpiring against him thus far happens to be his own disclosure statement recorded by the Investigating Officer, which *per se* would appear to be inadmissible in law.

3. As such, without commenting any further on the merits of the

present case as a whole and in view of the detention undergone by the petitioner, no useful purpose will be served by keeping the petitioner in further detention for an indefinite period. Therefore, the prayer of the petitioner for regular bail is allowed and he is ordered to be released on bail, subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

4. Disposed off.

23.08.2021*Apurva***(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No