

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-33071-2020 (O & M)
Date of Decision: January 05, 2021**

DEEPAK @ DEEP @ MANA

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ashish Soi, Advocate and
Ms. Harpreet Kaur, Advocate for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.260 dated 03.09.2020, under Sections 399 and 402 IPC and Section 25 of the Arms Act (Sections 411, 420, 465, 468, 471, 120-B and Passport Act added later on), registered at Police Station Mandi Gobindgarh, District Fatehgarh Sahib.

Learned counsel for the petitioner contends that it is alleged that the petitioner and other co-accused were preparing to commit dacoity but no overt act is attributed to the petitioner. The alleged recovery from the car of the petitioner is of a 'kirpan' and 02 cartridges of .38 bore. The allegations with regard to the forgery of the passport is against co-accused Mandeep Singh alias Mana from whom a pistol and cartridges were also recovered. He further contends that after the arrest of the petitioner, no further recovery has been effected from him. He also contends that the petitioner was also involved in another case i.e. FIR No.120 dated 03.09.2020 registered under Sections 391, 395 and 397 IPC at Police Station Sadar Jagraon, of similar nature on the same

day wherein he has been granted regular bail by the trial Court on 12.10.2020.

The petitioner is in custody for about 04 months.

Learned State counsel states that recovery of ₹1,50,000/- had also been effected from the petitioner. He also states that the challan has already been filed against the other accused and challan would be filed against the petitioner within 15 days.

At this juncture, learned counsel for the petitioner contends that with regard to the recovery of ₹1,50,000/- from the petitioner, the other FIR bearing No.120 dated 03.09.2020 has been registered wherein he has been granted regular bail by the trial Court.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for about 04 months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

January 05, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No