

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

**CRM-M-6490 of 2022(O&M)
Date of Decision:- 19.05.2022**

Sandeep Kumar

....Petitioner

Vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Vinay Kumar, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

KARAMJIT SINGH, J.

Prayer is for grant for regular bail to the petitioner in case having FIR No.103 dated 26.05.2021 registered under Sections 25 of Arms Act and Sections 27-A, 27-B of NDPS Act, 1985 and Sections 379, 411, 473, 201 IPC added later on, Police Station Civil Lines, District Batala.

Counsel for the petitioner has submitted that as per prosecution version the petitioner was arrested on 26.05.2021 and one pistol and 15 live cartridges were recovered from his possession. That thereafter on 27.05.2021 petitioner got recovered two DBBL rifles of 12 bore with 60 cartridges, one pistol with four live cartridges, air gun and tool kit.

The counsel for the State on the other hand submitted that reply on behalf of the State has already been filed as per which fire arms and ammunition were recovered from the petitioner who was arrested on 26.05.2021. The State counsel further submitted that the trial is at its initial stage and in view of these circumstances, the present petition deserves to be dismissed.

I have considered the submission made by counsel for both the parties.

In its reply dated 18.05.2022, the State has admitted that only fire arms and ammunition were recovered from the possession of the petitioner. The aforesaid reply is silent regarding recovery of any contraband from the possession of the petitioner. Admittedly, investigation in this case has been completed and charges are framed by the trial Court. Co-accused Sarwan Singh @ Samma facing similar charges has already been granted bail by this Court vide order dated 11.03.2022. No useful purpose would be served by keeping the petitioner in custody for any further period.

In the light of the above, without commenting on the merits of the case, this petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

19.05.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No