

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

CRM-M-41796 of 2022(O&M)

Date of Decision: 16.09.2022

Amanpreet Singh @ Aanda

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Ritesh Pandey, Advocate
For the petitioner.**

Mr. Jaspal Singh Guru, AAG Punjab.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in case having FIR No. 315 dated 27.12.2021, registered under Sections 399, 402 IPC and Section 25 of Arms Act, Police Station Chheharta, District Police Commissionerate Amritsar.

The counsel for the petitioner submits that the petitioner has been falsely implicated in this case and is in custody for the last more than 08 months. The counsel for the petitioner further submits that the alleged recovery has already been effected and after completion of investigation police has presented the challan and it will take time for the trial to conclude. That co-accused Rahul has already been granted concession of bail by the Co-ordinate Bench of this Court vide order Annexure P-2.

The present petition is resisted by the State counsel who has furnished the custody certificate as per which the custody of the petitioner

comes out to be more than 08 months. The State counsel has not disputed the
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integrity of this document

fact that after completion of investigation challan has been presented. The State counsel further submits that in the present case one pistol of .32 bore, two magazines and three rounds were recovered from the possession of the petitioner who was apprehended at the spot.

I have considered the submissions made by the counsel for the parties.

Recovery of fire-arm and ammunition is already effected in the present case as has been submitted by the State counsel. The petitioner is in custody for the last more than 08 months. After completion of investigation challan has been presented and it will take time for the trial to conclude. Co-accused Rahul who was also apprehended by the police at the spot has been granted bail vide order Annexure P-2 by the Co-ordinate Bench of this Court.

In the light of the above, no purpose is going to be served by keeping the petitioner behind the bars for any longer period. Thus, without expressing any opinion on the merits of the case, instant petition is allowed. The petitioner is ordered to be released on regular bail during the trial on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate concerned.

16.09.2022
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(KARAMJIT SINGH)
JUDGE

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