

2023:PHHC:124531

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

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**CRM-M-46739-2023
Date of decision : 21.09.2023**

Sajan Masih @ Sajan

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.78 dated 24.07.2023, registered for the offence punishable under Section 25 of the Arms Act, 1959 at Police Station Rangar Nangal, Police District Batala.

2. The FIR came into existence on the basis of secret information and as per the prosecution, after registration of FIR when the raid was conducted on the spot, the petitioner was found to be in possession of .32 bore pistol with 03 live cartridges. Petitioner is behind bars for more than 01 year and 25 days and is stated to be involved in two more cases.

3. Faced with the situation, counsel for the petitioner submits that on the similar allegations, the said two cases have been lodged, wherein in one case, the petitioner was named merely on the disclosure

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statement and the petitioner stands admitted to bail in both of the matters. The orders have been placed on record as Annexures P-3 and P-4.

4. State counsel does not dispute the aforesaid factual assertions made by counsel for the petitioner.

5. I have heard counsel for the parties and have gone through the records of the case.

6. Keeping in view the incarceration already suffered by the petitioner and the allegations levelled against the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

7. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

21.09.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No