

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8940-2024
Date of Decision:27.02.2024

Shiv Raj Soni ...Petitioner
Vs.
State of Punjab ...Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Rahul Bhargava, Advocate
for the petitioner.

Ms. Amrita Garg, AAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.P.C. with a prayer to grant the regular bail to him in case FIR No.178 dated 18.10.2023 registered under Sections 25(7), 25(8)-54-59 of Arms Act (Amendment), 2019, (Section 406, 420 and 120-B of IPC, 1860 added later on) at Police Station Balongi, District SAS Nagar, Punjab.
2. Learned counsel for the petitioner contends that the FIR in the present case was registered on the basis of a secret information to the effect that the three accused persons namely Saurav Kumar, Ranjit Singh @ Kaka and Shiv Raj Soni (present petitioner) have formed a gang and have supplied weapons to the gangster in Punjab. Learned counsel for the petitioner further contends that the co-accused persons namely Ranjit Singh @ Kaka and Khushar Ashish Ram, who are similarly placed co-accused, have already been granted the concession of bail by the Court of Additional Sessions Judge, SAS Nagar, Punjab vide orders dated 07.02.2024 (Annexures P-3 and P-4). Learned counsel for the petitioner further contends that the present petitioner was arrested on 18.10.2023 and challan has already been presented against him on 10.01.2024 in the present case.

3. Learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that two .32 pistols alongwith 6 live cartridges have been recovered from the present petitioner.

4. I have heard learned counsel for the parties and perused the record.

5. The petitioner was arrested in the present case on 18.10.2023 and the final report under Section 173 Cr.P.C. has already been presented against him.

6. Apart from that, similarly co-accused persons namely Ranjit Singh @ Kaka and Khushar Ashish Ram have already been ordered to be released on bail.

7. In view of the above, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

27.02.2024

M.Sikka

(N.S.SHEKHAWAT)

JUDGE

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