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

CRM-M-14438-2024

Date of decision: 22.05.2024

Kuldeep Singh @ Kulbir @ Kida

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Rajesh Nain, Advocate for the petitioner.

Mr. Neeraj Sheoran, DAG, Haryana.

KARAMJIT SINGH, J. (ORAL)

1. The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking grant of regular bail in case having FIR No.008 dated 03.01.2024, under Sections 25 of Arms Act, registered at Police Station City Tohana, District Fatehabad.

2. The allegations in nutshell are that the police recovered 3 countrymade pistols along with 2 live cartridges from the possession of the petitioner on 03.01.2024 and since then, the petitioner is in custody.

3. Counsel for the petitioner submit that petitioner is falsely implicated in the present case and is presently lodged in judicial custody and after completion of investigation, challan has been presented but the trial is at its initial stage. So, prayer is made that the petitioner be released on regular bail in the present case.

4. The State counsel on instructions from ASI Rajesh Kumar

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submits that no doubt, the recoveries in the present case are already effected from the petitioner but he is having criminal history and is involved in number of another criminal cases and thus, is not entitled to get the benefit of regular bail. However, the State counsel has not disputed the fact that trial is at its initial stage.

5. In rebuttal, learned counsel for the petitioner submits that no doubt, the petitioner is involved in number of other criminal cases but he has been enlarged on bail in all other criminal cases faced by him.

6. In light of the fact that recoveries in the present case are already effected and the petitioner is in custody since 03.01.2024 and is presently lodged in judicial custody and investigation has already completed but trial is at its initial stage, no purpose is going to be served by keeping the petitioner in custody for any longer period.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

22.05.2024

Yogesh

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No