

CRM-M-29996-2017

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

CRM-M-29996-2017
Date of Decision:01.09.2017

Mohammad Ali

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sarju Puri, Advocate, Advocate,
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Mohammad Ali has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.36 dated 26.04.2017, registered at Police Station Kathgarh, District SBS Nagar, under Section 379-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the allegations of FIR, two young persons, who were riding on the motor-cycle, stopped the

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Scooty of the complainant and started beating him. They also snatched his purse containing ₹9290/-, ID Cards, Adhar Card, SBI Gold Card, ATM card of PNB Bank, Voter Identity Card etc.

There is a delay of 25 days in registration of the FIR. Nothing incriminating has been recovered from the present petitioner and he has been nominated on the basis of secret information.

The petitioner has been in custody since 26.04.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case. Moreover, co-accused of the petitioner has already been released on bail vide order dated 11.08.2017 passed in CRM-M-28595-2017.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

01.09.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No