

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-10653-2018

Date of decision: 21.03.2018

**Makhan Singh**

**....Petitioner**

**Versus**

**State of Punjab**

**....Respondent**

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: Mr. Vikas Gupta, Advocate  
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

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**ARVIND SINGH SANGWAN, J. (Oral)**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.178 dated 24.09.2016 under Section 379-B IPC registered at Police Station City Tarn Taran, District Tarn Taran.

Learned counsel for the petitioner submits that the petitioner is named by co-accused Manjinder Singh and therefore, is not required for any custodial investigation. It is further submitted that the incident relates to 23.09.2016 that the complainant, while going on a rickshaw from the bank towards Jhabhal Chowk Bypass, was carrying a bag on her shoulder. Two clean shave persons came from behind her and pulled her bag and took away the same. Later on, during the investigation of the case, on 17.10.2016, on receiving a secret information that one of the person, who had actively committed the said offence, is present at Kazi Kot Road, Tarn

Taran, the police apprehended the said person, who disclosed his name as Manjinder Singh (co-accused) and on his disclosure statement, the name of the petitioner Makhan Singh surfaced that both the accused persons have committed the offence.

Learned State counsel, on instructions from ASI Balwinder Pal, submits that the petitioner is also involved in FIR No.52/2016 under Section 379-B IPC, Police Station City Tarn Taran and is a habitual offender. It is further submitted that during the investigation, the complainant has identified co-accused Manjinder Singh, who has already been arrested and therefore, custodial interrogation of the petitioner is required. It is also submitted that the motorcycle used by the accused persons as well as the cell phone is yet to be recovered.

After hearing learned counsel for parties, I find no merit in the present petition. The complainant has identified co-accused Manjinder Singh and he has also named the petitioner. Since the petitioner is found involved in one more aforesaid FIR No.52 and recovery of motorcycle and cell phone is yet to be recovered, considering the gravity of the offence, I find no ground to grant anticipatory bail to the petitioner.

Dismissed.

[ ARVIND SINGH SANGWAN ]  
JUDGE

21.03.2018  
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Whether speaking/reasoned                      Yes/No

Whether reportable                                Yes/No