

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

CRM-M-13272-2018 (O&M)

Date of decision: 25.04.2018

Kamal Kumar Mehra

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

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

Ms. Jaspreet Kaur, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.48, dated 28.04.2017, under Section 379-B IPC, registered at Police Station Division No.1, Pathankot.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of Ram Piari. Allegations are that while the complainant was sitting on the side of a street, a clean shaven youngster came from the backside and snatched a gold chain that she was wearing in her neck. Occurrence is stated to be of 28.04.2017.

FIR was registered against an unknown assailant.

Petitioner has been implicated in the present case on the strength of a disclosure statement recorded of a co-accused, who had been arrested in a different FIR.

Prayer for bail is opposed by learned State counsel by contending that petitioner is a habitual offender and even recovery of a gold locket has been effected from the petitioner.

Insofar as the other FIR against the petitioner, counsel submits that a compromise has been effected with the complainant party and on the strength of which even a quashing petition has been filed in this Court.

In the present case, petitioner has been shown to be in custody since 05.06.2017.

Trial is still at the initial stage and would take time to conclude.

Without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of trial Court/Duty Magistrate, concerned provided he is not required in custody in any other case.

Disposed of.

25.04.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |