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

**CRM-M No.1962 of 2018(O&M)
Date of Decision: 25.01.2018**

Arunjit Singh @ Aruna

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. Amit Dhawan, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl., AG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.212 dated 04.10.2016 registered under Sections 454, 379-B IPC at Police Station Shahkot, District Jalandhar. Offence under Section 379-B was converted into Section 386 IPC at the time of filing of the challan.

Prosecution story started with the allegations that on 03.10.2016, husband of the complainant namely Jasvir Singh was away to Shahkot for his pursuit in the morning and complainant was alone at home. The accused whose name came to be known after self-investigation scaled over the

boundary wall of the house and came to the courtyard where complainant was sitting. The accused was armed with datar. He put the dater on the neck of the complainant and asked her to give all gold ornaments under the threat of killing. Complainant immediately handed over a pair of ear rings weighing 20 grams, two gold rings, 5-5 grams, one necklace 30 grams, one bracelet 20 grams, ring 5 grams and 800 ponds in the cash. On raising hue and cry, the accused ran away from the spot by scaling over the boundary wall.

Learned counsel for the petitioner submitted that no recovery was effected from the petitioner despite the remand obtained by the police. Police has allegedly recorded factum of selling the gold ornaments to one Jeweller in Katra Jaimal Singh market at Amritsar.

Learned State Counsel on instructions from HC Balwinder Singh submitted that no recovery has been effected from any such person as name of the person was wanting, nor any purchaser of the gold ornaments was arrayed as co-accused in terms of Section 412 IPC. Learned State Counsel also admitted that datar allegedly used in extortion by putting the complainant in fear of death was not recovered by the police. Petitioner was once declared as proclaimed offender and he remained absent from the Court for more than one year.

Admittedly, the petitioner is in custody since 11.09.2017. Challan has already been presented.

At this stage, without meaning anything on the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Accordingly, this petition is allowed.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 25, 2018.

Prince

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No