

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

CRM-M-30615-2018 (O&M)

Date of Decision:-26.7.2018

Anuj Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep S. Majithia, Advocate for the petitioner.

Ms. Simranjeet Kaur, AAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

The petitioner Anuj Kumar has filed this petition seeking grant of regular bail in respect of a case registered against him vide FIR No.103 dated 11.6.2018 under Sections 379-B and 411 of Indian Penal Code, 1860 at Police Station PAU, District Ludhiana.

The FIR, in the present case, was lodged on the basis of secret information to the effect that one Ankit Kumar is into snatching mobile phones and he was coming on a Honda Aviator scooter bearing registration No.PB-10-CJ-8126. Pursuant to receipt of aforesaid information, barricading was raised and two persons riding on scooter bearing registration No.PB-10-CJ-8126 were apprehended. While the person driving the scooter disclosed his name as Ankit Kumar and the person sitting on the pillion disclosed his name as Anuj Kumar. A search of the dicky of the scooter led to recovery of

two mobile phones. Upon investigation, the said mobile phones were found to have been snatched earlier from one Kanahiya Paswan and one Raj Bharti from whom the bills regarding purchase of said mobile phones were also collected.

The learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that even the scooter in question does not belong to the petitioner and that in these circumstances, the petitioner deserves the concession of bail.

The learned State counsel has, however, opposed the present petition.

Upon instructions from ASI Sukhdeep Singh, it has been informed by learned State counsel that the petitioner has been behind bars since the last 1 months and 13 days and that he is not involved in any other case.

Bearing in mind the aforesaid facts and circumstances and also the fact that the conclusion of trial is likely to take some time, no useful purpose will be served by detaining the petitioner behind bars any further.

In view of abovesaid facts and circumstances, the present petition is allowed. The petitioner Anuj Kumar is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

26.7.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No