

CRM-M-53188-2018

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

CRM-M-53188-2018

Date of Decision:07.12.2018

Gurpreet Singh @ Kaka

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Siddharth Sharma, Advocate,
for the petitioner.

Mr.Pawan Sharda, Sr.DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.102 dated 08.04.2017, registered at Police Station City Kapurthala, District Kapurthala, under Sections 379-B(1) and 411 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 FIR, in the present case, has been registered on the statement of complainant-Amita Rani, aged about

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62 years. As per the version of complainant, two boys came on a motor-cycle and the pillion rider snatched her ear-rings. Thereafter, they ran away from the spot. The present petitioner has been nominated on the basis of disclosure statement.

Learned counsel for the petitioner submits that disclosure statement is inadmissible in evidence and no recovery has been effected so far.

On the other hand, learned State counsel submits that case is at preliminary stage and charges have not been framed yet.

Keeping in view the facts that case is at preliminary stage and there is every chance of tampering with the evidence, if the petitioner is released on bail, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail at this stage.

Therefore, finding no merit in the present petition, the same is dismissed.

07.12.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No