

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

**CRM-M No. 54586 of 2018  
Date of Decision:-14.12.2018**

Rajinder Kumar @ Harjinder Kumar @ Sunny

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present:- Mr. Sandeep Arora, Advocate  
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

**MANOJ BAJAJ J.(Oral)**

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.163 dated 12.7.2018, under Sections 379-B and 411 read with Section 34 IPC, Police Station Division No.6, District Jalandhar, during pendency of the trial.

The FIR was registered on the statement of complainant Ram Bahadur Sonar, wherein it is alleged that he is working as a cook in Sterling Hotel near T-point in the area of Mota Singh Nagar and on 12.7.2018 two young persons came and demanded mobile phone from him. When the complainant refused to give his mobile phone, then they snatched his mobile phone and ran away.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the case, who is in custody since 13.7.2018 and no recovery has been effected from him.

On the other hand, learned State counsel has apprised the Court that the challan in the case has been presented against the petitioner. However, the mobile phone has not been recovered. The other person, who was later on identified as Gautam Kumar, is still at large.

Petitioner is in custody since his arrest on 13.7.2018. Challan in the case has been filed and trial has commenced. The trial is likely to take some time and no useful purpose would be served in keeping the petitioner behind bars.

Considering the custodial period of the petitioner, status of the case, further detention of the petitioner is not justified. Without commenting anything upon merits of the case and considering the custody and status of the trial, the petitioner, namely, Rajinder Kumar @ Harjinder Kumar @ Sunny is admitted to regular bail subject to his furnishing the requisite bail bonds and surety bonds to the satisfaction of the concerned trial Court.

The petition is allowed.

December 14, 2018  
Vijay Asija

( MANOJ BAJAJ )  
JUDGE

Whether speaking/reasoned  
Whether Reportable

Yes / No  
Yes / No