

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

214

**C.R.M-M No.8516 of 2019
Date of Decision : 01.03.2019**

Baljinder Singh @ Jheura

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. D.S. Malwai, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, D.A.G., Punjab.

AJAY TEWARI, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.172 dated 30.08.2018 registered under Section 379-B IPC at P.S. City Samana, District Patiala.

Custody certificate filed in Court dated 01.03.2019 by way of affidavit of Gurcharan Singh Dhaliwal, Deputy Superintendent, Central Prison, Patiala is taken on record. As per the same, the petitioner has undergone 05 months and 24 days of custody.

As per the allegations, the petitioner snatched the mobile.

Counsel for the petitioner argues that the complainant and the eye witness have resiled from their statement while giving testimony and have stated that the petitioner had not snatched the mobile.

Learned Deputy Advocate General on instructions from H.C.

Sukhwinder Singh has accepted the fact that the complainant and the eye witness have resiled from their statement while giving testimony.

Keeping in view the entire conspectus of facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly. Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

March 01, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No