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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8635-2019

Date of decision-05.03.2019

Arjun Kumar Thapa

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Monty Goyal, Advocate for the petitioner.

Mr. V.G.Jauhar, Senior DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has filed this petition for grant of regular bail in case FIR No.273 dated 21.10.2018, under Sections 458 and 394 of Indian Penal Code registered at Police Station City Jagraon, Ludhiana. Petitioner is in custody since his arrest on 23.10.2018.

The FIR was recorded on the statement of Nachhattar Singh wherein it was alleged that when the complainant along with other family members was present at home, his son, namely, Navjot Singh was counting the cash in lobby of the house. At this stage, five youngsters aged about 25-30 years armed with sword and knife etc entered the house and snatched the money from his son. Four of the persons had muffled their faces. After that they asked for more money and as a result of fear they opened almirah and assailants took away the cash and jewellery. They also caused head injuries

to the son of the complainant and also took away two vehicles bearing No.PB-25-E-1770 and PB-25-D-6706.

Learned counsel for the petitioner contends that the investigation of the case is complete and the trial is likely to take more time, therefore, no useful purpose would be served by keeping the petitioner behind the bars. He further contends that the petitioner has been falsely implicated in the present case and he is not named in the FIR. He further refers to Annexure P-3 to contend that the co-accused, namely, Ravi Kumar has already been granted bail by this Court.

On the other hand, learned State counsel on instructions from ASI Gurmeet has opposed the bail application and filed custody certificate wherein it is mentioned that the petitioner is involved in various cases of theft etc, therefore, the petitioner does not deserve the concession of regular bail.

Considering the seriousness of the offence and the fact that the petitioner is involved in various other cases, at this stage, no case is made out for grant of regular bail to the petitioner.

Consequently, petition is dismissed.

05.03.2019

vanita

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No