

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-22876-2019 (O&M)
Date of Decision:- 23.5.2019

Pardeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ashish Aggarwal, Advocate, for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. By way of filing this petition, the petitioner seeks grant of regular bail in respect of a case registered vide FIR No. 15, dated 2.2.2019 at Police Station A Division, Amritsar, District Amritsar, under Sections 379-B and 411 IPC.
2. The FIR was lodged at the instance of Mandeep Singh wherein it has been alleged that on 2.2.2019, when he was going towards his shop, then 2 clean shaven persons came near him and one of them snatched his mobile phone and threw the same towards the other and thereafter both of them ran towards bus stand and mingled in the crowd and he could not find them.

3. Learned counsel for the petitioner has submitted that he is not named in the FIR and was later on implicated on the basis of alleged identification by the complainant on the day of occurrence itself.
4. Opposing the petition, learned State counsel has submitted that since the phone of the complainant was recovered from the petitioner, his complicity in the offence is evident and in these circumstances he does not deserve the concession of bail. It has been informed that challan had been presented, the charges are yet to be framed.
5. Having regard to the facts and circumstances of the case and while bearing in mind that the petitioner has been behind bars since the last more than 3 months and till date even the charges have not been framed and conclusion of trial is likely to take some time, to my mind, no useful purpose would be served by further detaining the petitioner behind bars. The petition, as such, is accepted. Petitioner Pardeep Singh 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.
6. This present petition stands accepted accordingly.

May 23, 2019
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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No