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

**CRM-M No.7663 of 2020
Date of Decision: 26.02.2020**

Ajaypal Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.244 dated 28.12.2019 registered under Sections 379-B, 34 IPC at Police Station Chheharta, Police District Police Commissionerate Amritsar, District Amritsar.

Allegations are that the complainant went to pick his sister from Sandhu Tower Coaching Centre, where she was working. When the complainant and his sister were coming back to home, then three persons came on a motorcycle and

snatched the purse of the sister of the complainant. The purse was having Rs.300/- besides identity card of TISPL company.

Learned counsel for the petitioner contends that no amount has been recovered from the petitioner except a motorcycle which belongs to his father-in-law. The possession of motorcycle belonging to his father-in-law would be a normal circumstance. The purse and I-card have been recovered from co-accused Kuldeep. On account of alleged belonging, the offences under Sections 201, 411 IPC have been added at a subsequent stage.

Though there was no Test Identification Parade, but learned State counsel on instructions from ASI Parveen states that the petitioner and other accused were identified by the complainant.

It would be debatable as to whether the complainant had an opportunity to see the accused party at the time of snatching as the incident took place just within no time and the complainant had no such opportunity to see the accused from front side except to see them from backside for a while. Petitioner is in custody since 29.12.2019. Challan has been presented, but charges have not been framed so far.

In view of allegations and the material collected by the

police, at this stage, without meaning anything on merits of the case, the petitioner is directed to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

26.02.2020

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No