

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

**CRM-13321-2020 in/and
CRM-M-10323-2020**
Date of Decision: 16.6.2020

Chhinderpal Singh @ Sukha @ Ghula Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Rajesh Kapila, Advocate, for the petitioner.

Mr. H.S. Grewal, Additional Advocate General, Punjab.

NIRMALJIT KAUR, J. (Oral)

CRM-13321-2020

For the reasons mentioned in the application, the same is allowed.

Date of hearing in the main petition is pre-poned from 23.7.2020 to today itself.

CRM-M-10323-2020

The present petition is filed under Section 439 Cr.P.C. seeking grant of regular bail in FIR No.86 dated 31.5.2019 under Sections 457/380 IPC 1860 (Sections 411, 379-B IPC 1860 added later on), Police Station Sadar Faridkot, District Faridkot.

Learned counsel for the petitioner while praying for bail submitted that recovery from under the tree in the present case is highly improbable. Moreover, there is nothing to show as to how the complainant came to know that the petitioner was involved. In case, he has been named in the FIR on basis of the suspicion, then she should have recognized the petitioner, when he came to rob her because she is stated to have seen him. The whole case is surrounded with suspicion, especially taking into account that the complainant has also given an affidavit that the petitioner had no concern with

the present case. Moreover, there is a delay of 20 days in registering the FIR.

In view of the above, the petition is allowed. The petitioner is directed to be released on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

(NIRMALJIT KAUR)
JUDGE

16.6.2020
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No