

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-14248-2020 (O&M)
Date of decision: 23.06.2020

Sultan

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Pranav Handa, Advocate
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.0208 dated 27.11.2019 under Section 379-B IPC and Sections 452, 201, 34 IPC (added later on), registered at Police Station Adampur, District Jalandhar.

Learned counsel for the petitioner submits that as per allegations in the FIR registered at the instance of one Kuldip Singh, he is working as Salesman in a wine shop and one person came to the shop for purchase of a quarter of rum and after he handed over the same and asked for the amount, the said person put chilli powder in his eyes. The person standing outside the shop came inside and gave him beatings and the accused persons also snatched money from him and ran away. It is further submitted that primary allegations are against co-accused Amarjit @ Suraj, who according to the prosecution, had gone to the shop to purchase the liquor and had put chilli powder. Petitioner

Sultan was stated to be standing outside the shop and was called later on by co-accused Amarjit @ Suraj. It is also submitted that the motorcycle used in the crime and Rs.200/-, which were snatched from the complainant, have already been recovered.

Learned counsel for the petitioner further submits that the petitioner has taken a plea that he is juvenile but it is yet to be decided. It is further submitted that the petitioner is in custody since 26.12.2019; he is first offender; he is not involved in any other case; investigation is complete and the petitioner is no more required for further investigation.

Learned State counsel, on instructions from the Investigating Officer, has not disputed the fact that the petitioner is not involved in any other case, however, submits that the petitioner is not a juvenile.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody since 26.12.2019; he is not involved in any other case and is a minor, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

23.06.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No