

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37418-2020

DATE OF DECISION: NOVEMBER 17, 2020

RAHUL @ SHUNTY

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. KAMAL NARULA, ADVOCATE
FOR THE PETITIONER.

MR. M.S. NAGRA, AAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.161 dated 30.7.2020, under Section 379-B, Police Station City Fazilka, District Fazilka. The petitioner is in custody since his arrest on 15.9.2020.

The FIR was registered on the statement of Mandeep Kaur w/o Charanjit Singh, who stated that she had a Mehroon colour lady purse containing mobile Make Realme CII, Rs.5000/-, Aadhar Card and passport size photo. On 27.7.2020, at about 1.26 p.m., when she was coming from Bikaner road holding the purse in her hand, two unknown persons came from backside and snatched her purse from her hand. She tried to catch hold of them, but the accused ran away. On these allegations, the present FIR was registered.

Learned counsel for the petitioner contends that the incident of alleged snatching took place on 27.7.2020 and the FIR was registered after a

delay on 30.7.2020. He submits that the petitioner is not involved in any other case of similar nature, therefore, his further custody may not be necessary as the investigation of the case is nearly complete. He prays that the petitioner be released on regular bail during the pendency of the trial.

On the other hand, learned counsel for the State assisted by ASI Balkar Singh has opposed the aforesaid prayer on the ground that the petitioner sold the mobile phone of the complainant and the same has been recovered. He, on instructions, further states that the investigation of the case is nearly complete and the final report would be filed in the near future.

Considering the above background and the fact that the petitioner is not involved in any other case of similar nature, no useful purpose would be served by keeping the petitioner behind the bars. This Court is cognizant of the fact that the outbreak of global pandemic COVID-19 in the region may further delay the conclusion of trial.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail in the above case, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

November 17, 2020
Gulati

(MANOJ BAJAJ)
JUDGE

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