

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

CRM-M-37492-2020

Date of Decision: 19.11.2020

Gurdhian Singh @ Aman Book

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. J.S.Thakur, Advocate for the petitioner.
Mr.Hittan Nehra, Addl. A.G., Punjab.

SANT PARKASH, J.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

Petitioner prays for grant of regular bail in a pending case arising out of FIR No.91 dated 19.08.2019 registered under Sections 392/34 IPC (Sections 379-B and 411 IPC added later on) at Police Station, Division No.2, District Jalandhar Commissionerate.

It is alleged in the FIR that on 06.08.2019 at 6.00 PM when the complainant was returning from the house of Rajesh Dutta, petitioner along with co-accused robbed the complainant of a sum of Rs.48 lacs by inflicting Dattar blow on his right arm and also snatched his gold chain and escaped from the spot along with his bag containing the money.

Learned counsel for the petitioner submits that the petitioner is in custody for the last more than one year and two months and is not involved in any other case. He further submits that recovery has been effected from the accused persons. He prays for grant of regular bail to the petitioner.

Learned counsel for the State submits that the petitioner in connivance with the co-accused has committed very serious offence and he does not deserve concession of regular bail.

This Court has heard the learned counsel for the parties.

As per the custody certificate dated 18.11.2020, the petitioner is in custody for the last more than one year and two months and is not involved in any other case. Further, co-accused have already been granted the concession of regular bail by this Court vide orders dated 02.09.2020 (P-2). Recovery has also been effected. The final report under Section 173

Cr.P.C. has been presented and no useful purpose would be served by keeping the petitioner behind bars. Moreover, conclusion of the trial will take some time keeping in view the prevailing pandemic situation.

Taking into consideration the totality of the facts and circumstances of the case and also on the ground of parity, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial court/Duty Magistrate.

The petition is allowed.

(SANT PARKASH)
JUDGE

19.11.2020
mks

Whether speaking/reasoned:	Yes / No
Whether Reportable:	Yes / No