

202 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

SMRITI
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Date of Decision: 31.01.2020
CRM-M-47350-2019 (O&M)

Gursewak Singh alias Gora ... Petitioner
vs.
State of Punjab .. Respondent

CRM-M-47361-2019 (O&M)

Tarandeep Singh @ Gora ... Petitioner
vs.
State of Punjab .. Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Kanwaljit Singh, Senior Advocate with
Mr. Manish Verma, Advocate, for the petitioners.

Mr. Rajesh Bhardwaj, Sr. Deputy Advocate General, Punjab.

VIVEK PURI, J.(ORAL)

CRM-35643-2019 in CRM-M-47361-2019

By this application, applicant-Tarandeep Singh @ Gora seeks permission to correct his father's name which has been wrongly mentioned in the memo of parties as Saudagar Singh instead of Joginder Singh.

For the reasons stated in the application, the same is allowed and the name of applicant' father i.e. Saudagar Singh be read as Joginder Singh.

Amended memo of parties is ordered to be taken on record.

CRM-M-47350-2019 (O&M) &
CRM-M-47361-2019 (O&M)

Briefly, FIR No. 179 dated 12.10.2019 has been registered on the basis of statement of Kuldeep Singh alleging that on 12.10.2019 at about 03:00 P.M., he alongwith Amarjot Singh were standing in front of the house of Sandeep Singh Sandhu, the congress candidate, during the by-election of

Dakha constituency. Gursewak Singh @ Gora and Tarandeep Singh (present petitioners) arrived at the spot. Gursewak Singh snatched a mobile phone and Tarandeep Singh snatched a gold chain from the neck of the complainant.

With regard to Gursewak Singh @ Gora, it may be mentioned here that his arrest was effected on 12.10.2019 and he was granted interim bail in terms of the order dated 18.11.2019. His custodial interrogation is over and recovery of mobile phone has already been effected from him.

In view of the above, sufficient grounds are made out to extend the concession of bail to him and he is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of concerned Chief Judicial Magistrate/Illaq Magistrate/Duty Magistrate.

With regard to petitioner-Tarandeep Singh @ Gora, the allegations are with regard to snatching of gold chain weighing 3.25 tolas.

Learned counsel for the petitioner(s) contends that petitioner-Trandeep Singh @ Gora has joined the investigation in terms of order dated 06.11.2019 vide which he has been granted interim bail. It has been further stated that no other case with regard to similar allegations has been registered against him. The present case has been registered on account of political vendetta.

The learned State counsel has not disputed the fact that petitioner-Tarandeep Singh @ Gora has joined the investigation but has stated that recovery has not been effected.

However, it remains the fact that petitioner-Tarandeep Singh @ Gora has joined the investigation; his co-accused has already been granted regular bail and no other case on the basis of similar allegation is pending against him.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to petitioner-Tarandeep Singh @ Gora. Order dated 06.11.2019, passed in CRM-M-47361-2019, vide which petitioner-Tarandeep Singh @ Gora was granted interim bail, is made absolute.

Photocopy of this order be placed on the connected file.

(VIVEK PURI)
JUDGE

31.01.2020

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