

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-2266 of 2021

Date of Decision: 21.01.2021

Resham Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. J.S. Sandhu, Advocate
for the petitioner.

Mr. Avtar Singh Sandhu, Addl.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.233 dated 14.10.2019 under Sections 379-B, 473, 411 and 34 IPC registered at Police Station Nathana Bathinda, District Bathinda.

Learned counsel for the petitioner has submitted that the petitioner and the complainant were otherwise known to each other and the complainant used to get his motorcycle repaired from the petitioner. The allegation against the petitioner is that the petitioner along with other co-accused stopped the complainant, when he was going on his motorcycle.

They snatched his motorcycle along with a cash amount of Rs.1500/- and mobile phone. He has further submitted that it is for the reason that the

petitioner may not come out of the cases registered against him, the present FIR has been registered against him. The petitioner is in custody since 20.10.2020.

Learned State counsel does not dispute the custody of the petitioner. However, he submits that the petitioner is involved in three other cases of similar nature.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 20.10.2020 and the petitioner and the complainant were known to each other, this Court finds that culpability of the petitioner with regard to the allegations so levelled in the present FIR is required to be established during the trial and therefore, this Court deems it appropriate to release the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

January 21, 2021
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No