

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

CRM-M-3940-2021

Date of Decision: 18.02.2021

Jasvir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Vikram Jeet Singh, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab,
assisted by ASI Avtar Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.79 dated 06.07.2020 at Police Station Daba, District Ludhiana, under Sections 379-B, 34 IPC.
2. The FIR was lodged at the instance of Manjit Singh, wherein it is alleged that he is owner of 'Bachan Gas Agency' and that on 06.07.2020, he had asked his Cashier Pawandeep Singh to deposit amount in the bank and that while Pawandeep Singh was on his way to deposit the amount, 3 young men stopped Pawandeep Singh's scooter and while brandishing a 'daat' snatched the bag containing an amount of Rs.11.67 lakhs from Pawandeep Singh

and fled away from the spot while also taking the keys of Pawandeep Singh's scooter.

3. Learned counsel for the petitioner has submitted that he is nowhere named in the FIR and has subsequently been nominated on the basis of disclosure statements made by co-accused Vikram Singh and Parminder Singh. It has further been submitted that co-accused Vikram Singh, Parminder Singh and Varinder Singh have already been granted bail and in these circumstances, the petitioner also deserves the same concession on grounds of parity.
4. Opposing the petition, learned State counsel has submitted that in the instant case recovery of Rs.2,60,000/- was effected from the petitioner, which would clearly show his complicity in the matter and as such, would disentitle him from concession of bail. Learned State counsel has, however, not disputed the fact that the petitioner came to be nominated on the basis of disclosure statements made by co-accused and that as on date the petitioner has been behind bars since the last about 6 months.
5. I have considered rival submissions addressed before this Court.
6. Having regard to the fact that the petitioner came to be nominated on the basis of disclosure statements, the veracity and admissibility of which would be debatable and the fact that he has been behind bars since the last about 6 months and that co-accused have already been released on bail, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety

bonds to the satisfaction of learned trial Court/Chief Judicial
Magistrate/Duty Magistrate concerned.

18.02.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No