

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11819-2021 (O&M)
Date of decision: 13.10.2021

Ritik Sharma

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Aman Dhir, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

CRM-34634-2021

For the reasons stated in the application, same is allowed and copy of statement of PW3 Vikas Kumar dated 23.09.2021 is taken on record as Annexure A-3.

CRM stands disposed of.

CRM-M-11819-2021

Prayer in this petition is for grant of regular bail in FIR No.198 dated 19.10.2020 under Section 379-B IPC (Section 411 IPC was added later

on), registered at Police Station Ranjit Avenue, District Police Commissionerate Amritsar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Vikas Kumar, he was having an amount of Rs.25,000/- and a mobile phone in the *dicci* of his scooter. When he reached outside his house and took out the money and mobile phone from the *dicci*, in the meantime, two motorcyclists with muffled faces came there and the pillion rider snatched the amount and mobile phone and ran away.

Learned counsel for the petitioner has further submitted that the petitioner is in custody for the last about 11 months and statement of the complainant-victim, who appeared as PW3, has been recorded and he has not identified the petitioner as one of the accused, who snatched his mobile phone and he was declared hostile. Even during cross-examination, he has not accepted his previous statement made before the police.

Learned State counsel, on the basis of affidavit of Investigating Officer/ASI Amarjit Singh, Police Station Ranjit Avenue, Amritsar City, has submitted that during investigation of another FIR No.198 dated 19.10.2020 registered under Section 379-B IPC, name of the petitioner surfaced and thereafter, he was arrested and recovery was effected.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioner is in custody for the last about 11 months and the complainant-victim, who appeared as PW3, has not supported the prosecution version, this petition is allowed and

the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

13.10.2021
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No