

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

212

CRM-M-15100-2021 (O&M)

Date of Decision: 27.04.2021

Jagseer Singh & another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Gurcharan Dass, Advocate, for the petitioners.

Mr. Ajay Pal Singh Gill, Addl. AG, Punjab.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.59 dated 03.02.2018 at Police Station Sidhwan Bet, District Ludhiana (Rural), under Sections 379/411 IPC (Section 411 IPC has inadvertently been mentioned in the order dated 08.03.2021 passed by the learned Additional Sessions Judge, Ludhiana).
2. The FIR in question was lodged at the instance of Jaspal Singh, wherein it is alleged that on 31.01.2018, 4 persons riding one motor-cycle came and snatched his motor-cycle. Later, he came to know about the names of said persons as Charanjeet Singh, Jagseer Singh, Kulwinder Singh and Dilpreet Singh.

3. Learned counsel for the petitioner has submitted that there is a delay of about 3 days in lodging of FIR and that in the present case, it has been 3 years since the FIR in question was lodged and as of now the recovery of the motor-cycle in question already stands effected from co-accused Charanjeet Singh.
4. Opposing the petition, learned State counsel has submitted that since the petitioners were specifically named in the FIR, no case for grant of bail is made out keeping in view the serious nature of allegations and also in view of the fact that the allegations cannot be said to be false, as motor-cycle in question stands recovered from co-accused.
5. Having regard to the fact that the allegations virtually stand substantiated from the factum of recovery of the stolen motor-cycle from co-accused, no case for grant of bail is made out. The petition, as such, is dismissed. However, in case the petitioners surrender before the trial Court and move an application for grant of regular bail within 10 days, the trial Court shall endeavour to dispose of the same expeditiously.

27.04.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

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