

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-21335-2021 (O&M)  
Date of Decision: 02.07.2021

Sukhpreet Singh

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present: Mr. B.S. Kathuria, Advocate, for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

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**Through Video Conferencing**

**JASGURPREET SINGH PURI, J. (Oral)**

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in case bearing FIR No. 170 dated 12.10.2020, under Section 379-B of the Indian Penal Code, 1980 (Section 201 of IPC added lateron), registered at Police Station Phase-1, District SAS Nagar.

Learned counsel for the petitioner has submitted that as per the FIR allegations which were made by one girl namely Kimi, that one clean shaven person on his bullet motorcycle had snatched purse and mobile from her and inflicted injuries on her.

The learned counsel for the petitioner submitted that the

petitioner is not named in the FIR and has been nominated later on. He further pointed out that in fact as per the FIR only it has been stated that only one person had come on bullet motorcycle and the alleged offence was committed but the police has nominated two persons and the other person namely Roop Singh has already been granted regular bail by the learned trial Court vide Annexure P-1. He further submitted that the petitioner is in custody since 31.03.2021 and the investigation of the case is already complete and the challan has already been presented and no recovery is to be made from the petitioner. He has submitted that he may be considered for grant of regular bail. He further submitted that the petitioner is not involved in any other case.

Mr. Randhir Singh Thind, learned DAG, Punjab has submitted that it is correct that the petitioner is in custody since 31.03.2021 and the investigation of the case is already complete and the challan stands presented. He has also not disputed that the petitioner is in parity with the other co-accused namely Roop Singh. He has further also not disputed that the petitioner is not involved in any other case.

I have heard the learned counsel for the parties.

The custody period of the petitioner is not in dispute. It is also not in dispute that the investigation of the case is already complete and nothing is to be recovered from the petitioner and the challan has already been presented. Furthermore, it has not been disputed that the petitioner is at parity with the other co-accused namely Roop Singh. Furthermore it is not the case of the State that in case the petitioner is released on bail then he may influence any witness or may tamper evidence or may flee from justice.

Therefore, without commenting on the merit of the case and considering the totality of circumstance, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

**02.07.2021**

rakesh

**(JASGURPREET SINGH PURI)**  
**JUDGE**

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|--------------------|---|--------|
| Whether speaking   | : | Yes/No |
| Whether reportable | : | Yes/No |