

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

**CRM-M-24723-2021 (O&M)
Date of Decision: 22.09.2021**

Harkamal Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Amandeep Saini, Advocate for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

SANT PARKASH, J.

*[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court]*

CRM-17723-2021

Prayer in the instant application is for grant of exemption from
filing the original vakalatnama till the resumption of work in this Court.

For the reasons mentioned in the application, the same is
allowed.

CRM-M-24723-2021

Prayer in the instant petition is for grant of regular bail to the
petitioner in case FIR No.47 dated 23.05.2021, registered under Sections
379-B and 34 IPC at Police Station Behram, District SBS Nagar.

The allegation against the petitioner is that he along with his
co-accused snatched the mobile phone of the complainant while riding on a
motorcycle and ran away.

Learned counsel for the petitioner submits that the petitioner
has been falsely implicated in the present case as he has not been named in
the FIR. He has been arrayed only on the basis of the disclosure statement of

the main accused. He further submits that the challan in the case stands presented and the alleged recovery has also been effected. He also submits that the petitioner is in custody since 23.05.2021.

Per contra, learned State counsel submits that the present petitioner was accompanying the main accused at the time of the occurrence but she does not dispute the facts with regard to the custody period undergone by the petitioner and recovery having been effected.

I have heard learned counsel for the parties and perused the case file.

The petitioner is in custody since 23.05.2021. Challan in the case stands presented and further, the alleged recovery has also been effected. Therefore, no useful purpose would be served by keeping the petitioner behind bars. Moreover, conclusion of the trial will take some time keeping in view the prevailing pandemic situation.

Taking into consideration the totality of the circumstances and without commenting on the merits of the case, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial court/Duty Magistrate/Chief Judicial Magistrate.

Accordingly, the petition stands allowed.

**(SANT PARKASH)
JUDGE**

22.09.2021
Maninder

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