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

**CRM-M No.26533 of 2021
Date of Decision: 19.07.2021**

AJAY SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Kuldip Singh, Advocate
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail in case bearing FIR No.146 dated 31.12.2019 registered under Section 379-B IPC (Section 201 IPC added later on) at Police Station Sadar Abohar, District Fazilka.

FIR was registered at the instance of complainant Balvir Singh with the background that on 29.12.2019, he was coming back after unloading buffaloes. At about 11.00 P.M., a car came and stopped in front of his vehicle. Five persons alighted from the car. All the persons were muffled faces. They were having

swords in their hands. They snatched the keys of the vehicle and mobile set having sim and the bag containing RC of the motorcycle, Aadhar Card, PAN card along with cash amount of Rs.6300/-. They however, returned the keys after sometime, but took away other items along with them.

Learned counsel for the petitioner submitted that the petitioner was arrested in FIR No.0006 dated 28.01.2020 along with co-accused Sunil Kumar and Lakhwinder Singh @ Lucky under Sections 399, 402 IPC and under Sections 25/54/59 of Arms Act, Police Station Sadar, Abohar. During investigation in the aforesaid case, the involvement of the petitioner and his co-accused was also noticed in the present case. Co-accused Sunil Kumar and Lakhwinder Singh @ Lucky have been granted regular bail by this Court in CRM-M No.12851 of 2020 on 09.06.2020 and CRM-M No.23188 of 2020 on 17.09.2020 respectively.

Learned counsel for the petitioner further submitted that the case of the petitioner is on parity with the aforesaid co-accused.

Learned State counsel on instructions from ASI Jaswant Singh however opposed the bail on the ground that the petitioner is also involved in four other cases including one conviction and three under-trial cases. Petitioner was arrested on 01.02.2020. Challan has already been presented on

02.05.2020, but no charges have been framed so far.

It is not in dispute that case of the petitioner is on parity with other co-accused namely Sunil Kumar and Lakhwinder Singh @ Lucky. It is a case of joint recovery from all the accused.

In view of the situation arising out due to COVID-19 pandemic and without adverting to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail.

This petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

July 19, 2021

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No