

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

(1) CRM-M-31835-2021 (O&M)

Ravinder Kumar @ Karan

...Petitioner

Versus

State of Punjab

...Respondent

(2) CRM-M-30462-2021 (O&M)

Davinder Kumar @ Sandy

...Petitioner

Versus

State of Punjab

...Respondent

Date of decision: 15.09.2021

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. Sagar Aggarwal, Advocate for the petitioner
in CRM-M-31835-2021.

Mr. R.P. Dhir, Advocate for the petitioner
in CRM-M-30462-2021.

Ms. Bhavna Gupta, DAG, Punjab.

H.S. MADAAN, J.

Case taken up through video conferencing.

My this order shall dispose of above said two petitions
filed by petitioners Ravinder Kumar @ Karan and Davinder Kumar @
Sandy, for grant regular bail in FIR No.160 dated 21.12.2020, for an
offence under Section 379-B IPC (Sections 411 and 34 IPC added later

on), registered with Police Station Mehtiana, Hoshiarpur.

Briefly stated facts of the case as per prosecution version are that, on 21.12.2020, complainant Kamaljit Kaur wife of Amrik Singh, R/o Village Dhiana, PS Mehtiana, District Hoshiarpur, aged about 65 years was pillion riding motorcycle No.PB07-AN-5928 being driven by husband of the complainant and they were returning home after taking medicines for husband of the complainant from Ranjot Hospital, Hoshiarpur; when they were going on the road from Attowal to Rajpur Bhayian and had reached near T-point Chabeel Ghar and the passage which leads to Tapowan Dera and then had reached at Village Bora, then two young boys in the age group of 25/26 years came from behind on motorcycle, removed gold ear rings of complainant and ran towards Tanuli side; the complainant and her husband became perplexed, however, the matter was reported to the police by complainant Kamaljit Kaur, on the basis of which, formal FIR was recorded; the investigation in the case started; both the accused were arrested in this case on 01.04.2021 and they got the ear rings of complainant recovered from the place so disclosed by them in their statements before the police; the ear rings were taken into police possession; after completion of investigation and other formalities, challan against the accused was prepared and filed in the Court, with next date of hearing in the trial Court is stated to be 28.09.2021.

Both the accused had filed applications for grant of regular bail before the Court of Sessions at Hoshiarpur but were unsuccessful.

As such, they have knocked at the door of this Court, craving for grant of similar relief, which request is being opposed by learned State counsel.

I have heard learned counsel for the parties besides going through the record.

In this case, the allegations against the petitioners are quite grave and serious of snatching gold ear rings from ears of the complainant, which she was wearing at the time of incident. Such type of incidents are increasing day by day. Old persons, women and small children are easy prey for such snatchers. The snatchers not only take away the valuable articles of the people but also put their lives in danger. Such type of element needs to be dealt with firmly, otherwise, a message may spread that one can commit a heinous crime and even then manage to come out of the jail very soon. Petitioner Ravinder Kumar @ Karan is involved in another case bearing FIR No.40 dated 01.04.2021, under Section 379-B, registered with Police Station Sadar, District Hoshiarpur. The trial against the petitioners is going on. The apprehension expressed by State counsel that if granted bail, there is likelihood of the petitioners/accused taking to path of crime again and commit more such incidents, putting lives of old persons, ladies and small children in danger and then they may abscond also, delaying the trial or give threat or inducement to the prosecution witnesses, so as to influence the trial. Such apprehension of State counsel cannot be brushed aside lightly.

As such, both the petitions are doomed for failure and are dismissed accordingly.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

15.09.2021
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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No