

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 213

CRM-M-32217-2021

Date of decision : 21.09.2021

Harpal Masih @ Gopi

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Vinay Kumar, Advocate, for the petitioner.

Mr.J.S.Ghumman, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

Status report filed by the State is ordered to be taken on record.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.123 dated 19.06.2021, registered under Section 379-B IPC at Police Station Mukerian, District Hoshiarpur.

The petitioner is being prosecuted for having snatched the complainant's purse containing Rs.2500/-.

Seeking regular bail for the petitioner, learned counsel submits that the petitioner has been falsely implicated in this case; he is in custody since 19.06.2021; he is not involved in any other criminal case; investigation in this case is complete; no further recovery is required to be made from him; co-accused namely Heera, against whom there are similar allegations, has already been granted ad interim anticipatory bail through order of this Court dated 16.08.2021 passed in CRM-M-32995-2021 "*Heera vs State of Punjab*" and that the petitioner's trial which is yet to begin, is likely to take long time to conclude.

Learned State counsel opposes the grant of bail to the petitioner on the ground that the petitioner has snatched the complainant's purse containing Rs.2500/- and that if released on bail, he may indulge in similar offences.

The petitioner is in custody since 19.06.2021; he does not have any other criminal case pending against him; investigation in this case is complete; no further recovery is required to be made from him; similarly placed co-accused namely Heera has already been granted the concession of ad interim anticipatory bail by this Court and that the petitioner's trial which is yet to begin, is likely to take long time to conclude.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Hoshiarpur the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

21.09.2021
shamsher

[DEEPAK SIBAL]
JUDGE

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