

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

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CRM-M-36985-2021

Date of Decision:30.09.2021

GAURAV KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Nitin Mittoo, Advocate for the petitioner.

SUVIR SEHGAL, J.(ORAL)

Heard through video conferencing.

Amended petition has been filed in compliance of order dated 16.09.2021, which is taken on record.

Instant petition has been filed under Section 482 of the Code of Criminal Procedure seeking setting aside of impugned order dated 13.07.2020, Annexure P-1, vide which the petitioner has been directed to furnish personal bond of Rs.50,000/- as well as surety of the like amount by the learned Additional Sessions Judge, Ludhiana, while granting him bail in FIR No.56 dated 07.05.2019 registered for offence under Sections 379-B, 411 and 34 IPC at Police Station Sadar, District Ludhiana, and order dated 23.08.2021, Annexure P-4, whereby prayer for reduction of the bond amount has been rejected by learned Sessions Judge.

Counsel for the petitioner contends that the petitioner is a labourer and does not belong to the State of Punjab. He submits that the allegations in the FIR registered against the petitioner are that he snatched Rs.18,000/- and fled on a motorcycle which was driven by the co-accused.

Counsel contends that the petitioner has been falsely framed and was directed to be released on bail vide order dated 13.07.2020, Annexure P-1, whereby the Court directed him to furnish personal bail bond of Rs.50,000/- as well as a surety of the like amount. It is his argument that the petitioner belongs to an economically weaker section of the society and is not in a position to furnish surety of Rs.50,000/-.

Notice of motion.

On asking of the Court, Mr. Prabhjot Singh Walia, AAG, Punjab, accepts notice on behalf of the respondent-State. He submits that considering the gravity of the offence and the nature of allegations against the petitioner, the condition imposed by the Court is justified and does not require any interference.

Heard.

Considering the fact that the petitioner is a labourer and a person with limited means, this Court deems it appropriate to reduce the bond amount as well as surety by half. Accordingly, while upholding the other conditions imposed by the Court below, it is ordered that the petitioner be released on his furnishing personal bond of Rs.25,000/- as well as surety of the like amount.

Petition is disposed of.

30.09.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No