

210.

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

CRM-M-33930-2020

Date of decision: 15.02.2021.

DEEPAK KUMAR LALKA @ DABU

... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Jitender Singh Dadwal, Advocate,
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab
with ASI Shaukeen Singh.

HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.0225 dated 01.09.2020 registered under Sections 379-B, 34 IPC (Section 411 IPC and Sections 25, 54 of Arms Act, 1959 added lateron) at Police Station Division No.6, District Ludhiana.

The present FIR was registered on the basis of statement of the complainant-Kuljeet Singh, who was doing job in M/s Fine Boring and Oil Seal Store at Dholewal Chowk, Ludhiana with Yogesh Likhi. On 01.09.2020, the complainant has made a statement before the police that the owner of the shop handed over a cash of Rs.2,80,000/- to him so as to deposit in Indusind Bank at Gill Road, Ludhiana. Accordingly, the complainant reached near the bank at about 11.25 AM on his scooter and

three clean shaven persons, aged about 25/30 years, came on a motorcycle which was without number plate, whereas one person kept the motorcycle in idle condition, the other two accused came behind the complainant and one of them snatched the bag from the complainant having cash and after snatching, they all ran away. Motorcycle was recovered in the case.

Counsel for the petitioner has argued that the petitioner is in custody since 09.09.2020. Recovery of Rs.13,500/- and the motorcycle has already been effected in the case. The co-accused Arjinder Singh @ Robin @ Chacha has already been released on regular bail by this Court vide order dated 08.01.2021 passed in ***CRM-M-35931-2020*** titled as ***Arjinder Singh @ Robin @ Chacha Versus State of Punjab***. Challan in the case has been presented on 05.11.2020, though charges are yet to be framed. No witness has been examined so far. In this manner, trial in the case will take long time. There is no other case against him.

Learned State counsel has filed the custody certificate, which is taken on record. He does not dispute the custody. However, he submits that the allegations against the petitioner are serious. He along with other accused snatched a sum of Rs.2,80,000/- from the complainant. Recovery of Rs.13,500/- as well as motorcycle has been effected from the petitioner which shows his involvement in the case.

I have heard learned counsel for the parties.

Apart from the fact that it is on the basis of supplementary statement which was suffered by the complainant, the petitioner was arrayed as an accused, the co-accused Arjinder Singh @ Robin @ Chacha has been admitted on regular bail by this Court vide order dated 08.01.2021.

petitioner. Trial in the case will take long time as even the charges have not been framed. Thus, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

The petitioner shall get his presence marked before the concerned police station quarterly starting from 01.03.2021 for a period of 1 year so that his activities can be monitored.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

15.02.2021
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.