

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

CRM-M-38719-2020
Date of Decision : 05.04.2021

Micheal

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No. 131 dated 15.08.2020 under Section 379-B of the IPC registered at Police Station Mallanwala, District Ferozepur, Punjab.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant-Jagbir Singh, it is stated that he along with one Jagraj Singh are doing the work of putting the sand on the tractor-trolley with JCB in the plots. On 14.08.2020, when he was going on his motorcycle, which he had recently purchased from one Karamjit Singh, and reached near the canal bridge, one motorcycle came from the backside which was without any number and two youths with muffled faces passed away from his motorcycle with a very little distance and two more motorcycles on which 03 persons were there, came parallel to his motorcycle and one pillion rider gave a kick blow on his motorcycle and victim fell down, thereafter, all 05 persons took away the motorcycle and wallet from the victim.

Learned counsel for the petitioner further submits that the petitioner was not named in the FIR and was later on arrested by the police.

Learned State counsel submits that after the arrest of the petitioner, on the very next day of the incident, 06 motorcycles were recovered which includes motorcycle of the victim and 05 other motorcycles, which were later on identified to be stolen ones.

Learned State counsel further submits that the petitioner is involved in 02 more FIRs i.e. FIR No.130 dated 17.07.2019 under Section 379-B of the IPC at Police Station Dharamkot and FIR No.103 dated 08.11.2018 under Sections 379-B, 323, 148 and 149 of the IPC at Police Station Mallanwala.

Learned State counsel further submits that *challan* stands presented and the case has been committed to Court of Sessions and the trial is likely to begin soon.

I have heard learned counsel for the parties.

Without commenting on the merits of the case and considering the serious allegations as well as the fact that petitioner is involved in two more similar FIRs, I find no ground to grant him the concession of regular bail.

Accordingly, the present petition is dismissed.

05.04.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No