

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

(1) CRM-M-39086 of 2020.
Decided on:- February 22, 2021.

Rajan Kumar alias Mani.
.....Petitioner.
Versus
State of Punjab.
.....Respondent.

(2) CRM-M-44313 of 2020.
Manpreet Singh.
.....Petitioner.
Versus
State of Punjab.
.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Rajesh Bhatheja, Advocate
for the petitioner in CRM-M-39086-2020.

Mr. Kanwaljeet Singh Brar, Advocate
for the petitioner in CRM-M-44313-2020.

Mr. Harpreet Singh Multani, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

This order shall dispose of the aforesaid two petitions under Section 439 Cr.P.C. for grant of regular bail filed by petitioners Rajan Kumar alias Mani and Manpreet Singh, as the same have arisen from common FIR

No.210 dated 29.09.2020 under Sections 379-B and 411 read with Section 34 IPC registered at Police Station City Kotkapura, District Faridkot.

However, for convenience and clarity, the detailed order is being passed in *CRM-M-39086 of 2020* titled as *Rajan Kumar alias Mani Versus State of Punjab*.

The aforesaid FIR was registered on the statement of complainant Amandeep Singh. As per the FIR, on 18.09.2020 in the evening time, the complainant along with Pankaj Kumar were going on Activa. The complainant was sitting on the back seat of Activa and was carrying a laptop of his shop. At about 08.20 P.M. when they crossed the Chandigarh Children Hospital, the accused (petitioners herein) came on a motorcycle and snatched his laptop and fled away from the spot. The complainant and Pankaj Kumar chased the accused, but when they reached in front of Sada Ram Bansal School and tried to catch them, the accused persons fled away on the motorcycle after pushing them.

Learned counsel for the petitioners have argued that apart from the fact that there is no other case against the petitioners, they are in custody since 29.09.2020. The recovery of laptop has already been effected from petitioner Rajan Kumar alias Mani and the trial is not likely to be concluded in near future.

Learned State counsel has not disputed the custody of the petitioners.

I have heard learned counsel for the parties.

Noticing the fact that no other case has been pointed out against the petitioners and they are in custody since 29.09.2020 and the trial is not likely to be concluded in near future, this Court finds that the petitioners deserve to be admitted on bail.

Accordingly, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing adequate bail and surety bonds to the satisfaction of learned trial Court.

It is made clear that in case the petitioners are found involved in any other case of similar nature, the prosecution shall be at liberty to seek cancellation of their bail in this case.

The observations made hereinabove shall not be construed as an expression of opinion on the merits of the case and the trial Court shall decide the case without being influenced with these observations in any manner.

Photocopy of this order be placed on the file of other connected case.

February 22, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No