

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

**CRM-M-46813-2021
Date of decision: 12.11.2021**

Rana @ Sanjeev Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Harmanpreet Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0203 dated 22.09.2021, registered under Sections 323, 452, 379-B, 427, 128, 149 of the IPC at Police Station Tibba, District Ludhiana.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Nikhil Gupta, it is stated that on 21.09.2021, when he was sitting in his factory along with his father, three persons, namely petitioner Rana, Rakesh and Laddi, who were armed with *Kirch*, *datar* etc., came there. They used to come to their factory for purchasing the stock and they all were drunk. When the staff of the complainant tried to stop them, they forcibly entered into the factory and started throwing the table and other goods and also gave beatings to complainant, his father and other labourers of the factory. In the meantime, certain other persons also came there and gave beatings to the complainant's side and in that process, they took away complainant's gold

chain and Rs. 90,000/-.

Learned counsel further submits that as per allegations in the FIR, both the parties are known to each other and they are in business dealings with each other and the present FIR has been registered on account of some money dispute between the parties.

Learned counsel further submits that the petitioner has no previous history of involvement in any other such or similar case and the alleged injuries, sustained by the victims, are simple in nature and it will be matter of trial whether such injuries are self-inflicted by the victims. It is further submitted that just to aggravate the offences, the allegation of taking away Rs. 90,000/- has been added.

Learned State counsel has filed the custody certificate, as per which, the petitioner is in judicial custody for the last 01 month and 18 days and he is not involved in any other case.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that as per allegations in the FIR, the parties are known to each other as they had business dealings and also looking into the antecedents of the petitioner, who is not involved in any other case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

12.11.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*