

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

**CRM-M-4584-2022 (O&M)
Decided on 21.02.2022
(Heard through VC)**

RAHUL KUMAR

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Sukhpreet Kaur, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C., for grant of regular bail to the petitioner in case FIR No.0147 dated 01.12.2021 under Sections 379-B and 34 IPC registered at Police Station Anandpur Sahib, District Rupanagar.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the said FIR. It is argued that the mobile phone was recovered from the co-accused Talwinder Singh who snatched the same and in fact the petitioner was not present at the spot. It is also argued that the motorcycle, which is used in the alleged offence, also belongs to said co-accused Talwinder Singh whereas the petitioner herein was only taking a ride on the said bike, when he was apprehended by the police. It is further submitted that the matter has been investigated, the challan stands presented and trial is likely to take some time to conclude,

therefore, custody of the petitioner would no longer be required.

Per contra, learned counsel for the respondent-State would oppose grant of bail to the petitioner by contending that the allegations levelled against the petitioner are serious in nature but is not in a position to dispute the fact that the investigation stands completed and challan has been presented.

I have heard counsel for the parties and have also perused case file.

Keeping in view the fact that the matter has been investigated and the trial is likely to take time to conclude, no useful purpose would be served in keeping the petitioner behind bars any longer. Without commenting the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

Anything observed hereinbefore shall not be construed as an observation on merits of the case.

21.02.2022

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No