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

**CRM-M-8222-2022 (O&M)
Date of Decision: 04.03.2022**

Sagar Mahajan @ Sagar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Ms. Harmeet Kaur, Advocate,
for the petitioner.

Mr. R.S. Thind, DAG, Punjab.

Through Video Conferencing

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Section 439 of the Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.115 dated 21.10.2021, under Sections 302, 307, 326-A & 306 of the IPC, registered at Police Station Mohkampura, District Amritsar.

Learned counsel for the petitioner has submitted that the petitioner is in custody from 17.12.2021. She further submitted that it is a case where the other co-accused, namely, Rabia has been granted regular bail by this Court vide Annexure P-4 and some other co-accused have been granted interim anticipatory bail by this Court vide Annexures P-2 & P-3. She also submitted that it is a case where the allegations were that one Manpreet Singh had died by burns and initially the FIR was registered

under Sections 307 & 326-A of the IPC but later on Section 306 of the IPC was added in view of the fact that the allegations which were contained in the FIR were found to be false and thereafter, from the CCTV footage, it was found that the deceased Manpreet Singh had himself poured oil on his body and set himself ablaze and thereafter, Section 302 of the IPC was also added. Learned counsel further submitted that once in the CCTV footage itself, it was found that deceased had set himself ablaze, therefore, the allegations against the petitioner are totally false and frivolous.

On the other hand, Mr. R.S. Thind, learned DAG, Punjab, has submitted that it is correct that the petitioner is in custody from 17.12.2021 and he is at parity with the other co-accused which has been referred by the learned counsel for the petitioner.

I have heard the learned counsel for the parties.

The petitioner is in custody from 17.12.2021. Investigation of the present case has already been completed by the Police and thereafter, Challan has also been presented. As per the learned counsel for the parties, no recovery was effected from the petitioner. The other co-accused have been granted bail by this Court, who are at parity with the present petitioner, and therefore, considering the aforesaid facts and circumstances of the present case, this Court deems it fit and proper to grant bail to the petitioner. Consequently, the present petition is allowed and the petitioner is ordered to be released on bail on furnishing bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate concerned, if not required in any other case.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the

purpose of decision of present petition.

04.03.2022

Bhumika

(JASGURPREET SINGH PURI)
JUDGE

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |