

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

SR. No.215

**CRM-M-9957-2022
Date of Decision:14.03.2022**

Raj Kumar

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr.Umesh Sharma, Advocate,
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

SANT PARKASH, J.

Prayer in the present petition is for grant of regular bail in FIR No.44 dated 09.04.2021 registered under Sections 379-B IPC and Section 411/34 IPC at Police Station Sadar, Hoshiarpur.

As per the allegations levelled in the FIR, the petitioner along with co-accused have snatched the mobile phone from the complainant under the threat of 'Datar'.

Learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case. He further submitted that the petitioner is behind the bars since 12.04.2021. He also submits that challan has already been presented in the case in hand.

On the other hand, learned counsel for the State submits opposes the present case keeping in view the facts and circumstances of the case. However, he does not dispute the fact that the petitioner is in custody for the last more than 11 months.

Heard.

Custody certificate dated 12.03.2022 has been sent through email, printout of which is taken on record.

As per custody certificate, the petitioner is in custody since 12.04.2021 and no other case is pending against him.

Taking into consideration the totality of the facts and circumstances and without commenting on the merits of the case, coupled with the fact that the petitioner is in custody since 12.04.2021, it is considered just and appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial court/Duty Magistrate/Chief Judicial Magistrate.

Petition stands allowed.

14.03.2022
mks

(SANT PARKASH)
JUDGE

Whether Speaking/Reasoned: YES / NO

Whether Reportable: YES / NO