

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

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CRM-M-11549-2022

Date of Decision: 23.03.2022

Manjeet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. J.S.Grewal, Advocate, for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab,
assisted by ASI Paramjit Singh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.103 dated 16.12.2021 at Police Station City 2 Abohar, District Fazilka, under Sections 379-B/411 IPC.
2. The FIR in question was lodged on receipt of a secret information by the police to the effect that Pardeep Kumar, Sunny and Manjeet Singh (petitioner) indulged in snatching mobile phones and that even on the given day i.e. 16.12.2021, they were present in the area of village Rampura on a motor-cycle and that in case a raid is conducted, they could be apprehended near water works Hanumangarh road. Pursuant to receipt of said information, a raid was conducted and all the three accused were arrested by the police. It is further the case of the prosecution that pursuant to disclosure statements made by the accused, one mobile phone was recovered from each of them.

3. Learned counsel for the petitioner has submitted that the other two co-accused namely Pardeep Kumar and Sunny, who are identically situated, have already been granted bail by this Court vide order dated 22.02.2022 (Annexure P-2) and that in these circumstances, the petitioner, who otherwise has a clean record, also deserves the concession of bail.
4. Learned State counsel while opposing the petition has submitted that since the petitioner was found in possession of a stolen mobile phone, no case for grant of bail is made out. Learned State counsel has, however, not disputed the fact that the allegations qua all the three accused are identical and that the other two co-accused from whom also recovery of one mobile phone each has been effected have already been granted bail.
5. I have considered aforesaid submissions addressed before this Court.
6. Having regard to the nature of allegations and without commenting anything as regards the merits of the case, but while noticing that identically situated co-accused have already been granted bail, the petitioner is also entitled for the same relief on the ground of parity. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

23.03.2022

Vimal

**(GURVINDER SINGH GILL)
JUDGE**Whether speaking/reasoned: **Yes/No**Whether reportable: **Yes/No**