IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-23548 of 2022
Date of Decision: 30th May, 2022

Narinder Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Lalit Singla, Advocate for the petitioner.
Mr. Amit Mehta, Senior DAG, Punjab.

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AVNEESH JHINGAN , J.(Oral)

This is a petition seeking regular bail in FIR No. 16 dated 24.2.2022, under Sections 379-B(2)/120-B IPC, registered at Police Station Hariana, District Hoshiarpur.

The FIR was registered at the instance of Paramjit Kumar. As per the allegations, on 23.2.2022, three youths armed with *kirpan and khandas* stopped him, inflicted injuries, snatched mobile phone and a purse containing aadhaar card and Rs.500/-. It was claimed that the complainant could identify the accused.

Learned counsel for the petitioner submits that the petitioner has been named in a disclosure statement, no recovery was made from the petitioner and no test identification parade was conducted. He further submits that the petitioner is not involved in any other case.

Learned counsel for the State on instructions opposes the prayer for grant of bail but he submits that no recovery was made from the petitioner. The petitioner was named as a conspirator for the attack.

Without commenting on the merits of the case, considering that name of the petitioner surfaced in a disclosure statement, no recovery was made from him, the role attributed to the petitioner, he has no criminal

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antecedents and conclusion of the trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

30th May, 2022
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Whether reasoned/speaking Yes/No
Whether reportable Yes/No

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