

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

214

CRM-M-26492-2022 (O&M)

Date of Decision: 07.07.2022

MANDEEP SINGH @ CHAGRU

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. G.S. Bhatia, Advocate
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

Instant petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in case FIR No.117 dated 15.05.2021 under Sections 379-B of the Indian Penal Code, 1860 (later on offence under Section 411 read with Section 34 of the IPC was added vide DDR No.22 dated 06.07.2021), registered at Police Station Sadar Amritsar, District Amritsar.

Custody certificate of the petitioner has been produced in Court today. Same is taken on record. Copy thereof has been furnished to the counsel for the petitioner.

Learned counsel appearing on behalf of the petitioner submits that the FIR in question was registered at the instance of one Pankaj Kumar son of Sarwan Kumar resident of Village Chitrapar, PS Uskabzaar, Tehsil Nogar, District Sidharth Nagar, Uttar Pradesh, UP, presently working in a factory at Batala Road. It was alleged that on the date of incident when he was going to his house, two young persons with shorn hair stopped their

black colour motorcycle in front of the motorcycle of the complainant and forcibly dragged him into a nearby street and snatched his mobile phone make Tecno brand. The motorcycle was Hero Honda Passion of black colour bearing registration No.PB02-AH-9133.

Learned counsel for the petitioner *inter alia* contends that the petitioner has undergone actual custody of 01 year 01 month and 19 days and that he does not have any criminal antecedents. He further points out that the co-accused of the petitioner namely Amritpal Singh @ Monu has already been granted the concession of regular bail vide order dated 03.12.2021 passed by this Court in CRM-M-27737-2021.

Mr. Dhruv Dayal, Sr. DAG, Punjab does not controvert the aforesaid facts and it has been pointed out that the investigation in the case is complete and charges have already been framed against the petitioner, however, no prosecution witness has been examined till date.

Taking into consideration the circumstances noticed above and the period of custody already undergone by the petitioner, the stage of trial as also the fact that concession of regular bail has already been granted to the co-accused, I deem it appropriate to allow the instant petition.

Accordingly, the present petition is allowed and the petitioner is admitted to regular bail subject to his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observations made hereinabove shall not be construed as an

expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

Petition stands allowed accordingly.

(VINOD S. BHARDWAJ)
JUDGE

07.07.2022

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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*