

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37231-2022 (O&M)
Date of decision : 14.11.2022

Ranjodh Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Navinder Jit Singh Dhaliwal, Advocate
for the petitioner.

Mr. Arun Gupta, AAG, Punjab
assisted by ASI Kuldeep Singh.

PANKAJ JAIN, J. (ORAL)

CRM-42975-2022

Application for placing on record medical record of the
petitioner as Annexure A-1 is allowed, subject to all just exceptions.

Annexure A-1 is taken on record.

CRM-M-37231-2022

At the outset, counsel for the petitioner submits that
inadvertently the fact w.r.t. the addition of Section 411 IPC subsequently
could not be mentioned in the head note as well as in the prayer clause.
Thus, he prays that on his oral prayer, the necessary amendment
/modification in the prayer clause as well as in the head note of the
petition be made out.

2. Prayer is allowed. Registry is directed to carry out necessary
modification/alteration. The head note will read as under:-

“Petition under Section 439 Cr.P.C. for grant of Regular bail to the Petitioner in Case/FIR No.193 dated 10.06.2022 under sections 397/307/411/120-B, IPC and Arms Act 25, registered at P.S. Block Dera Bassi, District SAS Nagar (Annexure P-1), in the interest of justice.”

3. As per the allegations levelled in the FIR, it has been alleged that:-

“xx xx xx

Harjit Singh s/o Amar Singh resident of House No.2, Street No.2 Sadhu Nagar, Dera Bassi, and SAS Nagar aged about 55 years Mob. 9814126285 stated in his statement that I am resident of above mentioned address. I am working as a property dealer and I am running my office in the name and style of Nagpal Properties Dealer at main road, near SBI bank Dera Bassi. For last 6-7 months I did many business deals with Ranjodh Singh s/o Pargat Singh of village Dhadian, Tehsil Zeera, Dist. Ferozpur. Ranjodh used to send his partner Maninder and other unidentified for business deals. I used to talk with Maninder Singh on whats app +1 (778)404-1233 and on another No. that is 98726-25490. Now also we are in a business deal with Ranjodh Singh etc. In this regard on dated: 09.06.2022 Maninder and 3 other persons came to me at about 11.30 Am and they stayed their till 6.30 PM with regard to the business deal. Out of them, one Mobile No. is 77430-68446. Today also Ranjodh called me in the morning at about 11 AM with regard to the business deal and said that I am going to Zirakpur for some urgent work and sending Maninder along with 2 other persons who are my partners. The person who is having the above said Mobile No. 77430- 68446 came to my office. They remained

sitting in my office for 2 hours with me. Out of them one companion of Maninder Singh pulled out the pistol and pointed towards me. Maninder snatched my black and blue bag and ran outside. The bag contained approx. 1 crore of some business deal. When I raised an alarm, then other persons and 1 Muhamad Sabir s/o Muhamad Nizamudin Haji, who has a stall in front of my shop tried to stop them.”

4. Counsel for the petitioner submits that even if the allegations levelled in the FIR are taken to be on the face value, the principle offence of snatching is alleged against one Maninder Singh. The said Maninder Singh was accompanied by 03 more persons. The snatching has been alleged against Maninder Singh and as per the complainant, he received a call from the petitioner that he is sending Maninder alongwith 03 others w.r.t. some business deal as the complainant claims to have business relations with the petitioner namely Ranjodh. Even if it is taken on the face of it that Maninder Singh and other three persons were sent by the petitioner, it cannot be said that the petitioner in fact instructed them to snatch the amount as the petitioner cannot be said to be in the knowledge that the complainant was sitting with the bag. The investigation already stands concluded and after presentation of challan, the said 03 persons which were said to be accompanying Maninder Singh already stand released on regular bail.

5. Per contra, Mr. Gupta submits that as per the allegations levelled in the FIR, it is the petitioner who is the kingpin and on whose directions the said snatching was effected. He further submits that even the part of crime proceeds were recovered from the house of the

petitioner. However, he does not dispute the fact that the challan already stands presented and the investigation is complete apart from the fact that other 03 other co-accused have been released on bail by the trial Court.

6. I have heard counsel for the parties and have gone through the records of the case.

7. Without going into merits of the case and keeping in view that 03 co-accused already stand released on bail and the material allegations levelled w.r.t. the principle offence of snatching has not been alleged against the petitioner, who was admittedly not present on the spot, the incarceration already suffered by the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

8. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

14.11.2022

Dinesh

Whether speaking/reasoned Yes

Whether Reportable : No