

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-41988-2021

DATE OF DECISION: MARCH 4, 2022

NEERAJ KUMAR @ MUNSHI

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. LOVISH RATTAN, ADVOCATE FOR THE PETITIONER.
MR. RAMANDEEP SINGH SANDHU, SR.DAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.0067 dated 23.6.2021, under Section 341, 379-B(2), 506, 34 IPC, Police Station Mohakampura, Amritsar, who is in custody since his arrest on 25.6.2021.

The allegations contained in the FIR as noticed by the Addl. Sessions Judge, Amritsar, in the order dated 26.8.2021, are as under:-

“Present FIR has been registered on the application of complainant Ram Bawan alleging that on 22.06.2021 at about 8:30 p.m. he was coming home after selling fruits and when he reached near Sankalap School in the meantime Neeraj @ Munshi and Bunty stopped him and gave him beatings. Neeraj made blow of datar on his left leg and thereafter Bunty forcibly snatched Rs.4,000/- from him and also threatened not to disclose this incident to anyone.”

Learned counsel for the petitioner has argued that his co-accused, namely, Anmoldeep Singh @ Gagandeep Singh @ Bunty has

already been released on bail vide order dated 9.12.2021 passed by Addl. Sessions Judge, Amritsar and as the investigation of the case is complete, the petitioner be also released on bail, as he is not involved in any other cases of similar nature.

On the other hand, learned State counsel assisted by SI Janak Raj while opposing the prayer on the ground that during interrogation dattar and ₹1500/- were recovered from the petitioner, has not disputed the fact that the co-accused of the petitioner is on bail. He has produced the custody certificate of the petitioner filed by way of affidavit of Surinder Singh, Superintendent, Central Jail, Amritsar, which indicates that he is not involved in any other case.

Considering the above background, the custody of the petitioner, and the fact that co-accused of the petitioner has already been granted bail by the trial Court, further detention of the petitioner may not be necessary for any useful purpose, as the trial would take considerable time to conclude.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail in the above case, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

March 4, 2022
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No