

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

212

CRM-M-42981 of 2021 (O&M)

DECIDED ON:12th May, 2022

Rajeev @ Roki @ Rocky

.....PETITIONER

VERSUS

State of UT

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Kuldeep Singh, Advocate for petitioner.

Ms. Simsi Dhir Malhotra, APP UT Chandigarh.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No. 183 dated 21.9.2020, under Sections 379-A, 34 IPC, registered at Police Station Sector 36, Chandigarh.

As per the allegations on 20.9.2020, one mobile along with charger and a purse containing Rs.1600/- was snatched from complainant by two riders of the motor cycle. The petitioner was nominated during investigation of FIR No. 189 dated 20.9.2020 registered at Police Station Sector 34, Chandigarh. The mobile charger recovered from petitioner in FIR No. 189 was stated to be a snatched charger in case of present FIR.

Learned counsel for the petitioner submits that the petitioner is in custody since 21.9.2020, investigation is complete and no further recovery is to be made. The contention is that the petitioner was nominated in this FIR on the basis of confessional statement.

Learned counsel for UT vehemently opposes the prayer. She submits that the petitioner was an accused in FIR No. 189, during investigation of that case the involvement of the petitioner in snatching incident of present FIR was revealed. She on instructions submits that the challan has been presented.

Without commenting upon the merits of the case or the contention raised with regard to mobile charger being in police MalKhanna, considering the custody period of accused and that conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

Since the main case has been decided, the pending application, if any is rendered infructuous.

12th May, 2022

reema

**(AVNEESH JHINGAN)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>