

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

**CRM-M-45610 of 2021(O&M)
Date of Decision: 19.07.2022**

Jora Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Vipin Kumar Sharma, Advocate
For the petitioner.**

Ms. Samina Dhir, DAG Punjab.

KARAMJIT SINGH, J.

Status report by way of affidavit of DSP, Sub Division
Shahkot, Jalandhar filed today in Court is taken on record.

The present petition has been filed by the petitioner under
Section 439 Cr.P.C. seeking regular bail in FIR No. 81 dated 08.05.2021,
registered under Sections 379-B, 392 and 188 IPC and Sections
25/27/54/59 of Arms Act at Police Station Shahkot, District Jalandhar, to
which Sections 395 and 411 IPC and Section 51-B of Disaster
Management Act were added lateron.

The counsel for the petitioner submits that the petitioner
was not named in the FIR and was lateron nominated as an accused on
the basis of alleged disclosure made by co-accused Dharamvir. The
counsel for the petitioner further submits that petitioner is in custody
since 10.05.2021 and that trial is going on at very slow pace as the jail
authorities have failed to produce the petitioner before the trial Court

number of times. The counsel further submits that co-accused Gurpreet @ Gauri has already been enlarged on bail by this Court vide order dated 18.04.2022 passed in CRM-M-48364 of 2021.

The State counsel while opposing the present petition submits that the petitioner is having criminal past as he is involved in four other criminal cases whose detail is given in the status report. However, the State counsel has not disputed the fact that after completion of investigation challan was presented on 26.07.2021 but the trial is not proceeding further.

I have considered the submissions made by learned counsel for the petitioner as well as learned State counsel.

Admittedly the petitioner was not named in the FIR which was registered against unknown persons regarding snatching of motor cycle and other articles belonging to complainant. The petitioner was nominated as accused on the basis of disclosure of co-accused Dharamvir and consequently the petitioner was arrested on 10.05.2021 and presently he is lodged in judicial custody. The alleged recoveries have already been effected in the present case. After completion of investigation challan was presented on 26.07.2021 against the petitioner and other accused. However, the case has not been committed to the Sessions court till date by the Court of Illaqa Magistrate. The reason being that the petitioner and other accused are not produced by the Jail authorities in the Court concerned on the date fixed. Admittedly, co-accused Gurpreet @ Gauri has already been granted concession of bail vide order dated 18.04.2022. The counsel for the petitioner has clarified that petitioner has been

released on bail in all the other criminal cases which are registered against him. In the given circumstances, no useful purpose is going to be served by keeping the petitioner in custody for any longer period.

In view of the above, without commenting on the merits of the case, instant petition is allowed. The petitioner is ordered to be released on regular bail during trial on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate concerned.

19.07.2022

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**(KARAMJIT SINGH)
JUDGE****Whether speaking/reasoned : Yes/No****Whether reportable : Yes/No**