

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215+ 301

CRM-36343 of 2022 in/and
CRM-M- 44257 of 2022
Date of Decision: 28.09.2022

Tajinder Pal

....Petitioner

Versus

State of Punjab

.....Respondent

2)

CRM-36115 of 2022 in/and
CRM-M-43976 of 2022

Yogesh Kumar @ Yogesh Kumar Sidhu

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Vaibhav Sharma, Advocate,
for the petitioners.

Mr. Amit Rana, Senior DAG, Punjab

JASGURPREET SINGH PURI, J. (Oral)

CRM-36343 of 2022 and
CRM-36115 of 2022

For the reasons mentioned in the applications, the same are allowed,
subject to all just exceptions.

Main cases

Both the cases are taken up together for final disposal since both the petitions arise out of the same FIR and the prayer made in both the petitions are for the grant of regular bail.

The learned counsel for the petitioners has submitted that both the petitioners are in custody from 16.07.2022 which is almost 2½ months. He submitted that the investigation of the present case has already been completed and the challan has not been presented to the competent Court and no recovery is to be effected from the petitioners. He further submitted that both the petitioners have clean antecedents and they are not involved in any other case and the allegations in the present case was with regard to the alleged theft of one mobile phone, Rs.2000/- from one of the complainant namely Baljinder Kumar and Rs.1200/- and one gold chain from another complainant namely Surjeet Singh. He further submitted that the complainant is a vegetable seller and is only because of the enmity the present FIR was got lodged against the present petitioners since there was some financial dispute. He submitted that in view of the facts and circumstances, they may be considered for the grant of regular bail.

On the other hand, Mr. Amit Rana, learned Senior DAG, Punjab has stated that it is correct that both the petitioners are in custody for the last 2½ months and the investigation of the present case has been completed and no recovery is to be effected from both the petitioners. He further submitted that both the petitioners are not involved in any other case.

I have heard the learned counsel for the parties.

In view of the fact that the petitioners have clean antecedents, investigation of the case has already been completed and the subject matter of theft

in the present case, this Court deems it fit and proper to grant regular bail to both the petitioners. Consequently, both the petitions are allowed. The petitioners shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of both these petitions.

(JASGURPREET SINGH PURI)
JUDGE

September 28, 2022
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No