

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

**CRM-M-51825-2022
Date of decision: 16.11.2022**

Shivam

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. J. S. Jaidka, Advocate
for the petitioner.

Mr. Navneet Singh, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 209 dated 12.09.2022, registered under Sections 379-B, 34, 411 of the IPC at Police Station Focal Point, District Ludhiana.

Learned counsel for the petitioner submits that as per allegations in the FIR, which was registered on a complaint given by one Arvind Kumar, it is stated that on 12.09.2022, he was going from his house towards Durga Colony and when he reached at the T-Point of Durga Colony, two clean shaven young men came from behind on a motorcycle bearing registration number PB10-HU-8588 and snatched his VIVO mobile phone at the point of an axe and they were calling each other by the names of 'Shivam' and 'Prohit'.

Learned counsel for the petitioner further submits that the petitioner is a young man; he is not involved in any other case and has falsely been implicated this case on account of some other dispute.

Learned counsel for the petitioner further submits that the petitioner is in judicial custody since 12.09.2022; challan has been presented and conclusion of trial is likely to take a long time.

Learned State counsel has filed the custody certificate and has not disputed the factual position. It is also not disputed that the petitioner is not involved in any other case and he is in judicial custody since 12.09.2022.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody since 12.09.2022 and he is not involved in any other case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

16.11.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No