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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-2318-2018
DECIDED ON: 12th APRIL, 2023

SIKANDER SINGH

PETITIONER

VERSUS

STATE OF PUNJAB

RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Shivam Joshi, Advocate
for the petitioner.

Mr. Mohit Thakur, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for grant of regular bail to the petitioner in case FIR No. 107, dated 27.03.2022, under Sections 379-B (2) and 34 IPC, dated 27.03.2022, registered at Police Station A-Division, District Police Commissionerate, Amritsar.

Learned counsel for the petitioner has contended that the allegation against the petitioner is that he along-with another co-accused has snatched the purse containing an amount of Rs.15,000/- along-with photocopy of aadhar card but in fact nothing incriminating has been recovered from the petitioner and the alleged recovery is planted one.

Custody certificate of the petitioner filed by learned State

counsel is taken on record. According to custody certificate the petitioner has suffered incarceration for a period of 11 months and 13 days and is also involved in another case. He opposes the prayer made in the present petition on the ground that the petitioner is also involved in other case but does not controvert the fact that he is on bail in that case, as is evident from the custody certificate.

Considering the afore-said facts and circumstances and the period so far undergone by the petitioner i.e. 11 months and 13 days added with the facts that nothing is to be recovered from the petitioner; challan stands presented wherein, conclusion of trial will take sufficient long time, this Court is of the considered view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

The petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition stands allowed in view of the afore-said terms.

However, it is made clear that anything stated hereinabove, shall not be construed as an expression of opinion on the merits of the case.

(SANDEEP MOUDGIL)
JUDGE

12th APRIL, 2023
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| 1. Whether speaking/ reasoned : | Yes / No |
| 2. Whether reportable : | Yes / No |