

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

213

**CRM-M-9517-2023**  
**Date of decision: 28.02.2023**

Jashanpreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. Gurcharan Singh Bains, Advocate  
for the petitioner.

Mr. Sanish Girdhar, AAG, Punjab.

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**MANJARI NEHRU KAUL, J. (ORAL)**

The petitioner is seeking the concession of bail under Section 439 of the Code of Criminal Procedure, 1973 in case First Information Report (for short, 'FIR') No.249 dated 01.12.2022 lodged under Sections 379B and 411 of the Indian Penal Code, 1860 registered at Police Station Kotwali, District Patiala.

Learned counsel for the petitioner submits that a false case has been planted upon the petitioner for allegedly snatching a bag containing Rs.15,000/- from the complainant along with some other documents. Learned counsel submits that the petitioner was not apprehended at the spot and was in fact nominated as an accused pursuant to an alleged disclosure statement made by co-accused Jagdeep Singh from whom the alleged recovery of the bag as well as the money was effected. He submits that no recovery much less of the looted amount was effected from the petitioner.

Per contra, learned State counsel while opposing the prayer made by the learned counsel for the petitioner on instructions from ASI

Balkar Singh, has not disputed that the petitioner was nominated as an accused in pursuance of a disclosure statement made by co-accused Jagdeep Singh and has also not disputed that no recovery of the amount allegedly snatched from the complainant was effected from him.

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner has been in custody since 06.12.2022 and the trial shall take considerable time to conclude as charges have not yet been framed. This Court thus deems it fit to extend the concession of bail to the petitioner.

In view of the facts and circumstances as enumerated hereinabove, the instant petition is allowed. The petitioner be admitted to bail to the satisfaction of the trial Court/Duty Magistrate concerned.

The State is, however, granted liberty to approach this Court for cancellation of bail in case the petitioner is subsequently found misusing the concession of bail granted to him or being involved in some other criminal case.

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

28.02.2023

Vinay

(MANJARI NEHRU KAUL)  
JUDGE

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |