

(221)

2023:PHHC:106079

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

CRM-M-10317 of 2023

Date of Decision: August 17, 2023

Aman Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Karandeep S. Sidhu, Advocate for the petitioner.
Mr. M.S. Nagra, AAG, Punjab.
Mr. Ashutosh Verma, Advocate for the complainant.

DEEPAK GUPTA, J.(Oral)

CRM No.25370 of 2023

This is an application to place on record translated copies of the affidavits of Sandeep Kumar as Annexure P.4 and that of Gurmeet Singh as Annexure P.5.

Application is allowed. Annexures P.4 and P.5 are taken on record.

CRM-M-10317 of 2023

By way of this petition filed under Section 439 Cr.P.C., petitioner has prayed for grant of regular bail in case FIR No.137 dated 10.09.2022 registered under Section 392 IPC and 25/27/54/59 of Arms Act, 1959 at Police Station Sadar Jalalabad, District Fazilka.

Reply by way of affidavit of Shri Achhru Ram Sharma, Deputy Superintendent of Police, Sub Division, Jalalabad has been filed on behalf of respondent- State. Custody certificate has also been placed on record.

Power of Attorney has also been filed on behalf of the complainant- Gurmeet Singh.

FIR was lodged on the statement of Gurmeet Singh, as per which on 10.09.2022 at about 08:45 PM, three youths came on a motor-cycle armed with weapons and by scaring him with those sharp-edged weapons, snatched his motor-cycle and fled away. He also informed about snatching incidents from other persons committed by the same persons.

It is contended by learned counsel for the petitioner that petitioner is not named in the FIR; that no test identification parade was ever conducted and that complainant of the case Gurmeet Singh has even given affidavit Annexure P.5 to the effect that petitioner was not amongst the robbers.

Learned counsel for the complainant Gurmeet Singh accepts the correctness of the affidavit as filed before this Court.

Custody certificate reveals that petitioner is in custody for the last nine months in this case. Trial may take time to conclude.

Having regard to the afore-said facts and circumstances but without commenting anything on the merits of the case, petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

Disposed of.

August 17, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No