

2023:PHHC:076905

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 205

CRM-M-13174-2023

Date of decision : 26.05.2023

Baljit Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Satyender Chauhan, Advocate, for
Mr.P.S.Khurana, Advocate, for the petitioner.

Mr.A.P.S.Tung, DAG, Punjab.

Mr.Sunil Doda, Advocate, for the complainant.

DEEPAK SIBAL, J. (ORAL)

(1) Through the present petition filed under Section 439 Cr.P.C. the petitioner seeks regular bail in FIR No.27 dated 19.02.2021 registered under Sections 379, 323, 341, 34 IPC and Sections 25, 54 and 59 of the Arms Act, 1959 (Sections 25, 54 and 59 of the Arms Act, 1959 dropped and Sections 379-B, 325 and 210 IPC added later on) at Police Station City 1, Abohar, District Fazilka.

(2) The petitioner and his co-accused are being prosecuted for having snatched money and a gold ring of the complainant as also for giving him grievous injuries.

(3) Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case; the petitioner is in custody since 03.12.2022; similarly placed co-accused Raja and Gaurav Mutneja, who had approached this Court through CRM-M-11637-2023-*Raja vs. State of Punjab* and CRM-M-14262-2023-*Gaurav Mutneja vs. State of Punjab* have been granted regular bail; not only is the investigation in the case complete but even the complainant stands examined in the

petitioner's trial and that since 12 prosecution witnesses still remain to be examined in the petitioner's trial, the same will take a long time to conclude.

(4) Learned State counsel as also learned counsel for the complainant oppose the present petition.

(5) Learned counsel for the parties have been heard and with their able assistance the record of the case has also been perused.

(6) The petitioner, co-accused-Raja and Gaurav Mutneja face similar allegations. Raja and Gaurav Mutneja have already been granted regular bail by this Court. The petitioner is in custody since 03.12.2022. Investigation in this case is complete. The complainant stands already examined in the petitioner's trial and that since 12 prosecution witnesses are still to be produced in the petitioner's trial the same is likely to take a long time to conclude.

(7) In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Fazilka, the petitioner is directed to be released on bail.

(8) It is clarified that the above observations have been made only for the limited purpose of deciding the present petition and the same would not be construed to be an expression of opinion on the merits of the case.

26.05.2023

shamsher

[DEEPAK SIBAL]
JUDGE

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