

2023:PHHC:043841

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

CRM-M-14169 of 2023

Date of Decision: March 24, 2023

Surinder Singh ...Petitioner
Versus
State of UT, Chandigarh ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Nand Lal Sammi, Advocate for the petitioner.

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DEEPAK GUPTA, J.(Oral)

Prayer in this case is to grant regular bail in case FIR No.151 dated 05.12.2022 registered under Sections 323, 341, 379-A, 506, 34 IPC (Section 411 IPC added later on) at Police Station Mauli Jagran, District UT, Chandigarh.

Allegations are that two boys stopped the complainant Parmod Yadav on the night intervening 04/05.12.2022 and snatched key of his auto besides his mobile phone, important papers and ₹500/- after giving beatings to him. During investigation, the snatchers were identified to be Rahul and Surinder Singh. As per the police report which was filed before the Court of learned Additional Sessions Judge, Chandigarh, snatched documents i.e. Adhar Card, Pan Card, Registration Certificate and name plate of the complainant were recovered from the possession of the petitioner Surinder Singh.

It is contended by learned counsel for the petitioner that petitioner is not named in the FIR; that he has been falsely implicated; that the recovered articles from the possession of the petitioner were of no use to him and so the case is highly doubtful.

Notice of motion.

Mr. C.S. Bakshi, Addl. PP, UT, Chandigarh appears for the respondent- State. He has also placed on record copy of the final report filed under Section 173 Cr.P.C which reveals that challan has been filed under Sections 323, 341, 392, 394, 506, 34, 411 IPC.

Learned counsel for the petitioner submits that he was not aware about the deletion of Section 379-A IPC and addition of Sections 392 and 394 IPC. As per his oral request, bail petition is considered to have been filed for committing offence under Sections 323, 341, 392, 394, 506, 34, 411 IPC in which challan has been filed.

Custody certificate reveals that petitioner is in custody for the last 03 months and 19 days with no criminal antecedents. No witness has been examined so far.

Having regard to the aforesaid circumstances, and the fact that trial may take time to conclude, but without commenting anything further on the merits of the case, the petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

March 24, 2023

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(DEEPAK GUPTA)

JUDGE

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