

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15379-2023 (O&M)
Date of Decision:-29.05.2023

SANDEEP SINGH @ SEEPA

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

-.-

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

-.-

Present:- Mr. Girdhari Shanker Verma, Advocate
for the applicant/petitioner.

-.-

KARAMJIT SINGH, J. (Oral)

CRM-20289-2023

In view of the reasons mentioned in the application, the same is
allowed and the main case is ordered to be taken on board today itself.

CRM-M-15379-2023

1. Prayer is for grant of regular bail in case having FIR No.185 dated
8.8.2021 registered under Sections 379-B, 411, 34 IPC at Police
Station Moti Nagar, District Ludhaina.
2. Notice of motion.
3. On the asking of the Court, Mr. Chaman Lal Pawar, Addl. A.G. accepts
notice on behalf of State of Punjab.

4. As per the allegation appearing on the record, unknown persons attacked Nitin Dawar and they also snatched his mobile phone and purse and fled away from there.
5. The counsel for the petitioner *inter alia* submits that the petitioner was falsely implicated in the present case and is incarcerated since 2.2.2022 and during trial the complainant while appearing in the witness box has turned hostile and copy of his deposition is (Annexure P-4). Counsel for the petitioner further submits that similarly situated co-accused Lovepreet @ Laddi has been granted concession of regular bail vide order dated 16.3.2023 (Annexure P-5).
6. The instant petition is resisted by the State counsel, who submits that during investigation, it was found that petitioner was involved in snatching of mobile and purse of the complainant and he was arrested and he got effected recovery of one mobile phone. However, the State counsel has not disputed the fact that petitioner is in custody since 2.2.2022 and that during trial the complainant failed to support the case of prosecution and further similarly situated co-accused Lovepreet @ Laddi has been granted concession of regular bail vide order dated 16.3.2023 (Annexure P-5).
4. I have considered the submissions made by counsel for the parties.
5. It is apparent that FIR in this case was registered against unknown persons and during trial complainant has retracted from his previous statement and copy of his deposition is Annexure P-4. The petitioner is in custody since last 1 year and 3 months and it will take

considerable time for the trial to terminate, so no fruitful purpose is going to be served by prolonging judicial custody of the petitioner for indefinite period.

6. Thus, without commenting on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/CJM/Duty Magistrate concerned.

29.05.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No