

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

(214)

CRM-M-21459 of 2023
DATE OF DECISION:- 04.05.2023

Jatinder Singh @ Janni

...Petitioner

vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Neetu Singh Aashat, Advocate, for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA, J.

(1) By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, petitioner prays for grant of regular bail pending trial in case FIR No.14 dated 25.01.2023 under Sections 379-B/34 IPC registered at Police Station Focal Point, District Ludhiana.

(2) As per allegations levelled in the FIR complainant was standing outside his shop and talking on his mobile phone when two young men came riding on motorcycle and snatched his mobile by showing him a sharp knife.

(3) Learned counsel for the petitioner submits that the petitioner was never named in the FIR but was implicated on the disclosure made by the co-accused Vicky who was arrested by the police during the investigation. She also submits that investigation in the present case stands concluded with the filing of *challan* and the trial is likely to take some time, thus, the petitioner deserves concession of regular bail.

(4) On the other hand, learned State counsel vehemently opposes the prayer made herein while referring to the allegations made in the FIR. He

also submits that co-accused Vicky is involved in other two cases of similar nature.

(5) I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

(6) Considering the fact that investigation in the present case already stands concluded with the filing of *challan* and the petitioner having suffered incarceration for a period of almost 3 months and there being no case of similar nature pending against the petitioner who has been implicated on the basis of disclosure made by his co-accused Vicky, I do not find any justification for extending the incarceration of the petitioner any further, thus, the petitioner deserves the concession of regular bail.

(7) Without commenting anything on the merits, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

(8) However, nothing expressed hereinabove shall be construed as an expression of opinion on the merits of the case.

04.05.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No