

(231)

2023:PHHC:107275

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25045 of 2023

Date of Decision: August 18, 2023

Gurjant Singh alias Lali
Versus
State of Punjab

...Petitioner
...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ashish Aggarwal, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of present petition filed under Section 439 Cr.P.C. petitioner prays for grant of regular bail in case FIR No.106 dated 18.07.2022 registered under Sections 379-B IPC (Section 201 IPC added later on) at Police Station Sadar Patti, District Tarn Taran.

It is contended by learned counsel for the petitioner that the FIR was lodged against three unknown persons with the allegations that they had snatched kit bag of the complainant containing cash amount of ₹38,878/- besides key of the motor-cycle and mobile. Learned counsel further contends that FIR was lodged on 18.07.2022 and that as per prosecution it is during the investigation of another case FIR No.184 dated 21.10.2022 registered at Police Station Sadar Patti against the petitioner that petitioner suffered disclosure statement admitting his involvement in the crime.

Learned State Counsel does not dispute the afore-said fact. It is also stated by learned State Counsel that no recovery has been effected from the petitioner. However, learned State Counsel submits

that the petitioner has been identified by the complainant. However, learned counsel for the petitioner has refuted the afore-said contention by pointing out that in the initial version mentioned in the FIR, there is no allegation that the complainant could identify the snatcher, despite the fact that alleged occurrence took place during day time.

Custody certificate placed on record reveals that petitioner is in custody for the last 09 months and 25 days.

Although petitioner is involved in four other cases in which he is on bail as per the custody certificate but having regard to the role attributed to him and the circumstances narrated above, 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 18, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No