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2023:PHHC:076445

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25697-2023 (O&M)
DECIDED ON: 25th MAY, 2023

MUKESH KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Harish Bhatti, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in FIR No. 61, dated 08.02.2023, under Sections 379-B and 411 IPC, registered at Police Station Division 7, Police Commissionerate, Ludhiana.

2. Learned counsel for the petitioner contends that the allegation against the petitioner are that he along-with other co-accused has snatched the mobile phone and cash amount of Rs.1500/- from the complainant. He further submits that the co-accused of the petitioner namely Sumit Kumar, Gaurav and Sharun have already been granted the concession of regular bail by this Court vide orders dated 29.03.2023, 24.04.2023 and 11.05.2023 passed in CRM-M-15032-2023, CRM-M-18428-2023 and CRM-M-22936-2023 respectively.

3. On the other hand, learned State counsel has produced the custody certificate, which is taken on record. According to which, the petitioner has

suffered incarceration for a period of 3 months and 12 days as of now, which further depicts that he is not involved in any other case of any nature whatsoever.

4. Having heard learned counsel for the parties.
5. Considering the afore-said facts and circumstances added with the fact that nothing is to be recovered from the petitioner and the co-accused namely Sumit Kumar, Gaurav and Sharun have already been enlarged on bail and on the ground of parity, this Court is of the view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period. Hence, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.
6. The petition is allowed in the afore-said terms.
7. However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

25th MAY, 2023
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(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>