

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CRM-M-40046-2023
Date of Decision.:28.08.2023

Navjot Singh
Vs.
State of Punjab

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. Randeep Singh Khaira, DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.4 dated 26.01.2023 registered under Sections 457, 379-B(2), 427, 506, 148, 149 of the IPC (Sections 452, 323, 324, 380, 395 of the IPC added later on) registered at Police Station Ghanie Ke Bangar, Police District Batala, District Gurdaspur.

2. Alleged occurrence took place on 25.01.2023. As per the prosecution allegations, complainant Love Kumar was sitting in his shop on 25.01.2023 when Harjot Singh @ Jota accompanied by 5-6 persons, with muffled faces came there, armed with deadly weapons like kirch etc. and they took ₹70-80,000/- from the cash box. It is also alleged that they caused damage to the CCTV camera as well as the car of the complainant lying parked outside his shop.

3. It is contended by learned counsel that petitioner is not named

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in the FIR; that he has been falsely implicated; that similarly placed co-accused Himant Singh has already been allowed bail vide order dated 18.05.2023 passed by learned Sessions Judge, Gurdaspur (Annexure P-2).

4. Status report by way of an affidavit of Shri Sarvanjit Singh PPS, Deputy Superintendent of Police, Sub Division Fatehgarh Churian, Police District Batala along with custody certificate has been placed on record by learned State counsel.

5. Learned State counsel opposed the bail petition by submitting that petitioner was identified on the basis of CCTV footage. However, learned State counsel does not dispute that similarly placed co-accused Himant Singh had already been allowed bail vide order dated 18.05.2023 passed by the Court of learned Sessions Judge, Gurdaspur (Annexure P-2).

6. Having regard to the fact that petitioner is in custody for the last 06 months and 03 days; trial is likely to take time to conclude and also on the basis of parity, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

August 28, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No