

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-48841-2022 (O&M)

Date of Decision: 9.1.2023

Gaurav Sehgal

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ravi Malhotra, Advocate
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

KARAMJIT SINGH, J.

Prayer in the present petition under Section 439 of Code of Criminal Procedure is for grant of regular bail to the petitioner in case FIR No.96 dated 13.6.2021 registered for the offences punishable under Sections 379-B, 34 IPC (Section 411 IPC added later on) at Police Station Division No.1, District Ludhiana.

Counsel for the petitioner submits that the petitioner is in custody for the last more than one year and six months and the alleged snatched mobile phone of the complainant was recovered from co-accused Gopal who has been granted regular bail by the Coordinate Bench of this Court vide order dated 15.2.2022 (Annexure P-1). He further submits that it will take considerable time for the trial to conclude. So, prayer is made for grant of regular bail to the petitioner.

Present petition is resisted by the State counsel who submits that FIR in this case was registered against both the petitioners with regard

to snatching of mobile phone from the complainant and later on, both the accused were arrested and co-accused Gopal was granted regular bail vide order Annexure P-1.

I have considered the submissions made by the counsel for the parties.

From the perusal of the order dated 15.2.2022 (Annexure P-1), it appears that the snatched mobile phone of the complainant was recovered from co-accused Gopal who has been given benefit of regular bail by the Coordinate Bench of this Court. Admittedly, the petitioner is in custody for the last more than 1 year and 6 months and it will take considerable time for the trial to terminate. So, no fruitful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

January 9, 2023
Paritosh Kumar

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