

CRM-M-46724-2023

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

CRM-M-46724-2023

Date of Decision: 11.10.2023

Jagtar Singh @ Jagga

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Ms. Divya Gulati, Advocate
for the petitioner.

Mr. G.S. Sidhu, AAG, Punjab.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case bearing FIR No.198 dated 16.08.2020, under Sections 379-B(2) IPC registered at Police Station Lopoke, District Amritsar Rural.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody for 3 months and 13 days and the investigation of the case has already been completed and thereafter, challan has also been presented before the competent Court on 26.08.2023. She further submitted that it is a case where the allegations were that when the complainant was going to Village Boparai Baj Singh with his friend then six persons had come and snatched Rs.90,000/-, one gold ring and one kara from them. She also submitted that in fact the petitioner has been falsely implicated in the present case and it is yet to be seen at the time of trial that as to whether the snatching had taken place or not because there is also a possibility that the

complainant himself misappropriated the aforesaid amount and things because he was only going to other village to deliver the goods. She further submitted that be that as it may, now the investigation of the case has already been completed and challan has also been presented and trial of the case may take long time, therefore, the petitioner may be considered for the grant of regular bail.

3. On the other hand, Mr. G.S. Sidhu, learned Assistant Advocate General, Punjab, submitted that it is correct that the petitioner is in custody from 3 months and 13 days and investigation of the case has been completed. However, he has opposed the grant of regular bail to the petitioner on the ground that the petitioner is involved in one more case under Section 452, 148 & 149 IPC.

4. I have heard the learned counsels for the parties.

5. The petitioner is stated to be one of the six persons who had allegedly snatched Rs.90,000/-, one gold ring and one gold kara from the complainant. However, the investigation of the case has already been completed and thereafter, challan has also been presented before the competent Court. The trial of the case may take long time. Furthermore, it is neither the case of the State nor it has been argued by the learned State counsel that in case the petitioner is released on bail then he may abscond or flee from justice or may influence the witness or may tamper with the evidence. Therefore, considering the aforesaid facts and circumstances of the case, this Court deems it fit and proper to grant bail to the petitioner.

6. Consequently, the present petition is allowed and the petitioner is ordered to be released on regular bail on furnishing bail bond/surety bond

to the satisfaction of the trial Court/Duty Magistrate concerned, if not required in any other case.

7. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

11.10.2023

(JASGURPREET SINGH PURI)
JUDGE

Bhumika

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |