

S. No.223

2023:PHHC:135314

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

CRM-M-48083 of 2023

Date of Decision:17.10.2023

Lovejeet Singh @ Shangara Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Malkiat S. Hundal, Advocate for the petitioner.

Mr. P.S. Pandher, AAG, 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(2) IPC, 201 IPCat 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 27.10.2022 registered at Police Station Sadar Patti against the petitioner that petitioner suffered disclosure statement admitting his involvement in the crime.

Learned counsel for the petitioner further contends that similarly placed co-accused Gurjant Singh alias Lali has already been allowed bail by this Court vide order dated 18.08.2023 in CRM-M-25045 of 2023 (Annexure P.3).

Learned counsel also contends that petitioner is in custody since 21.10.2022 i.e. approximately last one year and trial may take time and, therefore, the petitioner be allowed bail.

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.

Having regard to the afore-said facts and circumstances and particularly on the basis of parity, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

October 17, 2023
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(DEEPAK GUPTA)
JUDGE

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