

210 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52541-2022

Date of Decision:04.07.2023

Akashdeep Singh @ Ankush

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S. Shekhawat**Present :** Mr. Manoj Kumar, Advocate
for the petitioner.

Mr. M.S.Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant a regular bail in case FIR No.121, dated 24.05.2022 registered under Sections 379-B(2) of IPC at Police Station Division No.7, District Police Commissionerate, Ludhiana.

The FIR in the instant case was got registered by the complainant Deepak Kalra S/o Rajesh Kumar. As per him, on 23.05.2022, he was returning after leaving his friend Anuj Yadav, on his motorcycle bearing registration No.PB-10HF-4169. When he reached at the crossing ahead of temple in Sector 32, one black colour Activa scooter came from the back side, and three young boys were riding on the same and had muffled their faces with *parnas*. They stopped the petitioner and the person driving the Activa took out his key and the young persons, sitting on the pillion seat hit at his arm and elbow. He was pushed and was also caused an injury on his right arm with the reverse side of a sword. Ultimately, the motorcycle of the complainant was snatched. With these broad allegations, the FIR was registered against certain unknown persons.

Learned counsel for the petitioner contends that the petitioner was not named in the present case. In fact, the petitioner and his co-accused were arrested in case FIR No.151, dated 13.06.2022, under Sections 399, 402 of IPC and Sections 25-54-59 of Arms Act, Police Station Jumalpur, District Ludhiana and after obtaining their production warrants, they were produced in the Court and were also arrested in the present case. Learned counsel for the petitioner further contends that as per the MLR, the complainant had suffered two injuries and has been discharged from the hospital long back. He further contends that the challan has been presented in the Court and the conclusion of the trial will take long time. As per learned counsel for the petitioner, the petitioner is in custody since 27.06.2022 and his further custody will serve no meaningful purpose.

On the other hand, learned State counsel submits that three more cases have also been registered against the present petitioner and he is not entitled for grant of regular bail. However, he admits the fact that the present petitioner is on bail in all the other three cases.

I have heard the learned counsel for the parties and perused the record with their able assistance.

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/Duty Magistrate/Chief Judicial Magistrate, concerned.

(N.S.SHEKHAWAT)
JUDGE

04.07.2023
hemlata

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