

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

212

CRM-M-55527-2023

Date of decision: 09.11.2023

**GURLEEN SINGH**

....Petitioner

**Versus****STATE OF PUNJAB**

...Respondent

**CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. P.B.S. Goraya, Advocate  
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

**KULDEEP TIWARI. J.(Oral)**

Through this petition, filed under Section 439 Cr.P.C., relief of regular bail has been sought in case FIR No.310 dated 28.11.2022, under Sections 379-B (2) and 34 of IPC and Sections 25/27/54/59 of Arms Act, registered at Police Station, Jandiala, Amritsar Rural.

2. The allegations against the petitioner are that he has snatched the Swift car from the complainant. During investigation, the petitioner was arrested on 27.07.2023, though, no recovery was effected from the petitioner, however, he disclosed the names of other persons to whom he gave the stolen car. It is further submitted that, neither those persons have been arrested nor the car has been recovered. Learned counsel for the petitioner further submits that there is no legal evidence, as on today to link the petitioner with the alleged crime.

3. Learned State counsel, on instructions from ASI Raj Kumar, submits that challan has already been filed in this matter and the charges are yet to be framed. Learned State counsel has placed on record the custody certificate issued

by the Superintendent of Jail, Goindwal, which reveals that as on date, the petitioner has undergone 03 months and 09 days and he is also involved in three more cases. According to the custody certificate, the petitioner is on bail in one case and in other two cases, he is yet to be enlarged on bail.

4. Faced with the situation, learned counsel for the petitioner has placed on record the order dated 13.10.2023, which depicts that the petitioner in case FIR No.174 dated 13.08.2023, under Section 302 and 458 IPC, registered at Police Station, Goindwal Sahib, has been released on bail invoking the provisions of Section 169 Cr.P.C., by the learned SDJM, Khadur Sahib and the said order is taken on record. He has further placed on record the order dated 19.10.2023, whereby, he was granted the relief of regular bail in similar offence committed by him.

5. In view of the above circumstances, the present petition is allowed. The petitioner is ordered to be released on bail on furnishing of bail bond and surety bond to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

6. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

09.11.2023  
amandeep

(KULDEEP TIWARI)  
JUDGE

Whether speaking/reasoned. : Yes/No  
Whether Reportable. : Yes/No