

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

CRM-M-59085-2022

Date of Decision: March 10, 2023

Rohit Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Mohit Shukla, Advocate for the petitioner.

Mr. Parneet Singh Pandher, AAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition is for grant of regular bail in case FIR No.0096, dated 13.09.2022, registered at Police Station Urban Estate, Patiala, under Sections 379-B and 411 of IPC.

As per allegations in the FIR, on 09.09.2022 complainant Balwinder Singh was on way to his house on foot when an unknown person pushed him from back side with great force, due to which he fell down. That unknown person snatched his mobile phone and fled away. Due to darkness, he could not know about the snatcher as he disappeared in deserted area. However, FIR mentions that complainant came to know on inquiry that the snatcher was Rohit Kumar (petitioner), who is tenant of one Saurav.

It is also the case of the prosecution that later on recovery of the snatched mobile phone was effected from the petitioner.

It is contended by learned counsel for the petitioner that the petitioner has been falsely implicated as initially it was mentioned that snatcher was an unknown person but later on complainant had mentioned that he came to know that snatcher was the petitioner without giving the reason as to how he came to know about the petitioner.

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As per the custody certificate placed on record by learned State counsel, petitioner is in custody for the last 5 months and 23 days, with no criminal antecedent against him.

Having regard to the factual position and also the fact that trial may take time to conclude, but without commenting anything further on the merits of the case, the petitioner is admitted to regular bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned.

Allowed.

March 10, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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