

CRM-M-59827-2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-59827-2023

Decided on :04.12.2023

Rajinder Sehdev @ Monu Sehdev

....Petitioner

VERSUS

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Gourav Jain, Advocate
for the petitioner.

Mr. G.S. Dhillon, AAG, Punjab.

HARKESH MANUJA, J (ORAL)

1. By way of petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial, in case FIR No.162 dated 07.11.2022, under Sections 436 and 427 IPC, registered at Police Station Majitha Road, Amritsar.

2. In the present case, the petitioner has been implicated for being part of mob which damaged the Swift car besides putting one shop named 'Race The Fire of Fashion' on fire.

3. Custody certificate filed by learned State counsel is taken on record.

4. The prayer made herein has been opposed at the instance of learned State counsel while submitting that the petitioner was implicated on the basis of CCTV footage, forming part of the mob which actively participated in the incident of damaging the Swift car besides putting one shop on fire.

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5. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

6. In the present case the petitioner has already suffered incarceration for a period of one month and eight days and a similarly placed co-accused, namely, Rahul Sharma, has already been granted the concession of regular bail by the Court of Additional Sessions Judge, Amritsar. Considering the fact that similarly placed co-accused has already been granted the concession of regular bail and taking note of the custody period and also the fact that trial is likely to take some time, I do not find any reason to extend the incarceration of the petitioner any further.

7. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned learned trial Court/Illaq Magistrate.

8. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

(HARKESH MANUJA)
JUDGE

04.12.2023

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<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether reportable:</i>	<i>Yes/No</i>