

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

CRM-M-60822-2023

Date of Decision:-08.12.2023

Lovepreet Singh.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Jitender Singh Dadwal, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

Mr. Sanjeev Kumar, Advocate for the Complainant.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.0164 dated 28.10.2023 under Sections 379-B, 34 IPC and later on added Section 411 IPC registered at Police Station City Batala, Police District Batala, District Gurdaspur.

2. The present FIR came to be registered on the statement of Gishu daughter of Rajesh Kumar who stated that on 26.10.2023 two persons on a scooty snatched her black Samsung Phone and sped away. On checking the CCTV camera installed near the spot it transpired that the person riding the scooty was Lovepreet Singh (petitioner) and pillion rider was Rohanpreet Singh.

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The present FIR

came to be registered after the delay of 02 days as the alleged occurrence took place on 26.10.2023. As the petitioner was in custody since 28.10.2023, was a first time offender and a compromise had been arrived at between the parties, he was entitled to the concession of regular bail.

4. The Counsel for the State submits that serious allegations have been levelled against the petitioner and his co-accused. Therefore, the bail ought not to be granted to the petitioner. He however admits that the petitioner is a first time offender, in custody since 28.10.2023 and that a compromise has been arrived at between the parties.

5. The Counsel for the complainant while placed on record compromise deed dated 09.11.2023 submits that he he has no objection if the petitioner is granted the concession of bail.

6. I have heard the learned counsel for the parties.

7. Admittedly, the petitioner is a first time offender, in custody since 28.10.2023 and a compromise has been arrived at between the parties. In this situation the further incarceration of the petitioner is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Lovepreet Singh** son of Sh. Desa Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

December 07, 2023

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