

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-1168-2024
Date of Decision:13.03.2024

GURLAL SINGH

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CRM-M-1255-2024

GURINDER SINGH

.....Petitioner

Vs.

STATE OF PUNJAB

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sandeep Kumar Bansal, Advocate
for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

DEEPAK GUPTA, J.(ORAL)

Separate status reports in both the cases have been filed.

Both the petitioners have prayed for grant of regular bail in case FIR No.57 dated 03.03.2023, under Sections 392, 411 of IPC and Section 25 of Act No. 54 of the Arms Act, 1959 (Section 379-B of IPC was deleted), registered at Police Station Patran, District Patiala.

2. As per the allegations, Keshav Garg is doing the work of sale and purchase of old vehicles in Car Bazar, Patran. He had employed a worker, namely, Sandeep Ram. On 03.03.2023, two persons i.e. Gurinder Singh (petitioner in CRM-M-1255-2024) and Gagandeep Singh, came to purchase a Fortuner car bearing registration No.PB-72A-9888. They asked for a test drive.

Complainant handed over the keys of the vehicle to his worker Sandeep Ram and sent him with the said two persons to take test drive. After 10 minutes, he received a call from his worker Sandeep Ram that those persons pushed him out of vehicle, snatched the vehicle and fled away. FIR was registered. Later on, petitioners Gurinder Singh (petitioner in CRM-M-1255-2024) and Gurlal Singh (petitioner in CRM-M-1168-2024) alongwith Taranjeet Singh and Gagandeep Singh were arrested. At the time of recovery of car, Taranjit Singh and Gurlal Singh (petitioner in CRM-M-1168-2024) were also found in the car. One pistol 32 bore along with 6 cartridges were also recovered from the possession of Gurinder Singh.

3. It is contended on behalf of both the petitioners that they have been falsely implicated; that after completion of the investigation, challan has already been filed. Learned counsel further submits that co-accused Gagandeep Singh and Taranjeet Singh have already been allowed bail by this Court vide common order dated 04.01.2024 and the case of the petitioner-Gurinder Singh is on parity with Gagandeep Singh; whereas the case of petitioner- Gurlal Singh is on parity with Taranjeet Singh.

4. Learned State counsel could not refute the aforesaid contentions to the effect that case of the petitioners are on parity with co-accused, who had already been allowed bail. However, learned State counsel has opposed the bail petitions on the ground of the criminal antecedents of the two petitioners.

5. Gurinder Singh (petitioner in CRM-M-1255-2024) is stated to be involved in 04 other cases out of which in 02 cases, he had been acquitted, in one case cancellation report was filed and in other case filed under Section 25 of the Arms Act, he was convicted.

6. Gurlal Singh (petitioner in CRM-M-1168-2024) is stated to be involved in as many as 15 cases, out of which he has been acquitted in 08 cases whereas, FIR has been quashed in one case. His conviction has been recorded in 03 cases and in rest of the cases he is under trial.
7. Custody certificates further reveals that the two petitioners are in custody for last 01 years and 06 days. Learned State counsel, on instructions from ASI Teja Singh, submits that charges are yet to be framed and thus trial is likely to take long time to conclude.
8. Having regard to the aforesaid facts and circumstances, but particularly on the ground of parity but without commenting anything upon the merits of the case, petitioners are admitted to regular bail and they are ordered to be released on bail on their furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned on usual terms and conditions.

Allowed.

A photocopy of this order be placed on the file of connected case.

13.03.2024
pry

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No