

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

CRM-M-2581-2024

Date of Decision:23.01.2024

Harman Singh @ Jhanda

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Balbir Singh Jaswal, Advocate with
Mr. Amit Bhardwaj, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail in case FIR No. 20 dated 24.02.2023, registered under Sections 307, 379-B (2),34 of IPC (Offence under Section 201 IPC added later on and 307 of IPC was deleted later on), Police Station Khilchian, District Amritsar.

2. Brief facts of the case are that complainant-Harjit Singh reported to the police that on 23.2.2023 at about 7:55 p.m., he was coming back to his village on motorcycle No.PB46-Y-1646 and on the way, 3 young boys riding on a motorcycle intercepted him and snatched his VIVO mobile phone, ` 4000/- and ATM of HDFC Bank and then the said miscreants sped away from there and later on, the complainant came to know that the said snatching was committed by the present petitioner along with Prince Pal Singh @ Prince and Harman Singh @ Jhanda. During investigation of the case, the petitioner was arrested on 24.2.2023.

3. Learned counsel for the petitioner contends that the petitioner was wrongly arrested in the present case on 24.02.2023. He further contends that the similarly placed co-accused namely Nishan Singh @ Ajay and Princepal Singh @ Prince have already been granted the concession of bail by this Court vide Annexure P-3 and Annexure P-5 respectively. Learned counsel further contends that the case of the petitioner is on better footings than Nishan Singh @ Ajay.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that specific allegations have been levelled against the present petitioner and does not deserves the concession of bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. The petitioner is in custody since 24.02.2023 and a final report under Section 173 Cr.P.C has already been presented against him. Similarly placed co-accused namely Nishan Singh @ Ajay and Princepal Singh @ Prince have already been granted the concession of bail by this Court vide Annexure P-3 and Annexure P-5 respectively and further custody of the petitioner will serve no meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

(N.S.SHEKHAWAT)
JUDGE

23.01.2024
hitesh

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