

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

**CRM-M No.6759 of 2024
Date of decision : 14.02.2024**

Rohit Petitioner

versus

State of Punjab Respondent

**CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Krishan Kanha, Advocate
for Mr. Vishal Mittal, Advocate
for the petitioner.

Mr. Rajinder Singh Bhatta, DAG Punjab.

PANKAJ JAIN, J. (ORAL)

1 This petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case F.I.R. No.0068 dated 08.09.2023 registered under Sections 379-B (2) of IPC (Section 201 and 34 added lateron) at Police Station Tarsikka, District Amritsar, Punjab.

2 Learned counsel for the petitioner submits that in the FIR was registered on the information supplied by one Sajan son of Prem Masih alleging as under:-

“Yesterday on 07-09-2023, when I reached village Sangrava on my motorcycle number PB57-3604 Splendor like everyday to give loan on weekly basis and to collect the loan installments that have already been given while driving through village Jaspal, village Koi Khaira. Then someone called me on my mobile number 94176-88965 and told to me "that the installment which used to be collected in Kot Khare for 1000 rupees, you should come to bridge at Sua Dehriwal Saran and take that installment" on which, as told by that person, I reached at the bridge of Sua Dehriwal Saran, a

haircut young man was seen waiting on bridge of Sua Dehriwal Saran with his face covered with an orange cloth. When I reached near him, then firstly he turned his iPhone switched off and when I asked him that he made the phone call, the young man said that I don't know anything, the time would be around 2.30 PM. That two Sardar young men, had came from the Sangrava side on a motorcycle, whose make and model could not be identified. The motorcycle rider had also covered his face with an orange cloth and the young man sitting behind the motorcycle was holding a knife (Datar) in his hand, stopped near me, the pillion rider of the motorcycle got off and the said persons started hitting me with their knife (datar) from back side on my left elbow and left arm, which caused heavy injuries to wrist of my left arm and waist, and other two young men snatched my bag containing the money collected in weekly installments i.e. about 28/29000/-, Samsung mobile with number 94176-88965, one Samsung company tab, one biometric machine, charger tab, mobile charger, my purse containing Rs.2000, my PAN card, my Aadhaar card and the said three young men ran towards village Sangrava side on their motorcycle. Out of these three, I can recognize one young man on seeing. Then I took a mobile phone from a passerby and described the whole thing to Sukhwinder Singh son of Angrej Singh resident of village Silwali, district Muktsar, who is manager of Baba Bakala Sahib branch of our company, who later came to me and took me to Civil Hospital Tarsikka for treatment, where doctor was not available on duty, and I was referred to Guru Nanak Hospital, Amritsar, but we went to Beas Hospital, at where, the authorities told us to come on the next day, at where my treatment, X-Ray etc. is going on. Due to which, I hadn't come to the police station to report the same. Today, I was coming to Tarsikka police station to take legal action against the accused, but I met you on the way. I will present all the records related to the snatched money, the bills related to the stolen goods and the medical records related to my injuries later. Legal action should be taken against the

*culprits. Statement readed over, which is correct. SD/ Sajan
Verification: SD/- Nachhatar Singh ASI Police Station
Tarsikka Date 08-09-2023 Police action."*

3 As per the prosecution, after 20 days of the registration of the
FIR, complainant suffered supplementary statement wherein he named the
present petitioner and after that it is being claimed that an amount of
Rs.7500/- was recovered. Petitioner is behind bars since 28.09.2023.
Challan stands presented. Investigation stands concluded. There cannot be
any apprehension that the petitioner shall tamper with the evidence.

4 Keeping in view the allegations levelled and the nature of
evidence against the petitioner, present petition is allowed. The petitioner is
ordered to be released on bail on his furnishing bail/surety bonds to the
satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

5. Needless to say that anything observed herein shall not be
construed to be an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

14.02.2024
spn

Whether speaking/reasoned	Yes
Whether Reportable :	No