

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

Neutral Citation No. **2024:PHHC:035258**
CRM-M-6465-2024
Date of Decision: March 12, 2024

Rohit Kumar Gaba

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Harsh Manocha, Advocate for the petitioner.
Mr. Amandeep Singh, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of present petition filed under Section 439 Cr.P.C., petitioner prays for his release on regular bail in case FIR No.184 dated 26.06.2023, under Sections 384, 511, 341, 506 IPC, Section 84-C of I.T. Act, [Section 25 (Act No.54 of 1959) of the Arms Act added later on], registered at Police Station Zirakpur, District SAS Nagar, Punjab.

2. As per the allegations, complaint Tanish Bhatt @ Mohammad Nawaz Sharief received some threatening calls. Caller was stated to be belonging to the Lawrence Bishnoi Group. On investigation, it was found that Karan Singla, petitioner – Rohit Kumar Gaba, Shubham Gupta and others had business disputes with the complainant and that the complainant was being threatened by some unknown persons through whatsapp, who had demanded an amount of ₹40 lacs.

3. Learned counsel for the petitioner contends that on the same set of allegations, two complaints were made, one at Panchkula and another at Mohali. Even the matter has been compromised vide Annexure P-3 and ₹5 lacs was given to the complainant in his account under police pressure.

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4. Learned counsel for the petitioner also contends that similarly placed co-accused Shubham Gupta and Karan Singla have already allowed the benefit of pre-arrest bail by this Court vide separate orders dated 13.02.2024 passed in CRM-M-64510-2023 and CRM-M-61747-2023 respectively.

5. Status report has been filed. Learned State counsel could not refute the aforesaid contentions. Apart from above, custody certificate reveals that petitioner is in custody for the last 03 months and 16 days and he is not involved in any other case. On instructions from ASI Ravinder Singh, it is informed by learned State counsel that challan has already been filed, though charges are yet to be framed. Thus, trial is likely to take long time to conclude. The dispute appears to have arisen on account of some business rivalry.

6 Having regard to all the aforesaid facts and circumstances, but without commenting anything on the merits of the case, petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

March 12, 2024

sarita

(DEEPAK GUPTA)
JUDGE

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