

222 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11824-2024

Decided on:-04.04.2024

Jinder @ Bhima

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. L.M. Gulati, Advocate for the petitioner.

Mr. Siddharth Sandhu, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial, in case bearing FIR No.196, dated 07.10.2023, registered under Sections 379-B (2) and 411 IPC, at Police Station Gate Hakima, District Amritsar.

2. In the present case, petitioner has been implicated with the allegations of having tried to snatch bag/purse from the complainant, though having failed in the process, the complainant was severely injured.

3. Learned counsel for the petitioner on instructions submits that in order to show his *bona fide*, the petitioner out of his own volition is ready to compensate the complainant by way of depositing a sum of Rs.50,000/- as interim compensation to the complainant on account of injuries suffered by her with the Trial Court without prejudice to his rights in the trial.

4. On the other hand, prayer made herein has been opposed at the instance of learned State counsel while submitting that on account of the

effort on the part of the petitioner for making an attempt to snatch the bag/purse from the complainant, she fell down from the Auto Rikshaw and was hospitalized for 07 days on account of having received fracture over one of the shoulders and thus, prays for dismissal of the present petition.

5. I have heard learned counsel for the parties and gone through the paper book and find substance in the submissions made on behalf of the petitioner.

6. The petitioner is a young man of 39 years of age with no past criminal antecedents and he is in custody for the past more than 5 months and the trial is likely to take some time. Moreover, the petitioner out of his own volition is ready to compensate the complainant by way of depositing a sum of Rs.50,000/-. Thus, considering the aforesaid facts, I do not find any reason to extend the incarceration of the petitioner any further.

7. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate. The aforesaid amount of Rs.50,000/-, which is non-refundable as volunteered by the petitioner, shall be deposited by him at the time of submissions of his bail bonds before the Trial Court/Duty Magistrate, which shall be released to the complainant upon verification.

8. It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

04.04.2024
sonika

(HARKESH MANUJA)
JUDGE

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