

2024:PHHC:036608

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

241

CRM-M-12382-2024
Date of decision : 14.03.2024

Nishan Singh @ Vicky Petitioner

versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.182 dated 04.09.2023, registered for the offences punishable under Sections 379-B/411 of IPC, 1860 at Police Station Chheharta, Amritsar.
2. FIR was registered on the information supplied by one Mandip Kaur, who alleged as under:-

“I was going from my house to Naraingarh bazar. I was holding in my hand my mobile phone mark VIVO colour black. Two clean shaven youths came from behind riding a motorcycle. They snatched my mobile phone and fled on their motorcycle towards Naraingarhchowk. The pillion rider youth had snatched my mobile phone. I can identify them on seeing them. In my mobile phone SIM No. 98781- 45159 was functional. When this incidence happened at that time it was around

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07:00-07:30 PM It is requested that a legal action be taken against the accused.”

3. Snatched mobile was recovered from Malkit Singh the co-accused who is stated to have nominated the petitioner in the disclosure suffered while in police custody. Allegation against the petitioner is that he was driving motorcycle while Malkit Singh was riding as pillion rider.
4. Counsel for the State does not dispute the aforesaid facts.
5. Keeping in view the nature of allegation against the petitioner and the fact that the co-accused has been granted bail by the Court below, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.
6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

14.03.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No