



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

137+227

CRM-21035-2024 in/and
CRM-M-13601-2024
Date of Decision.:13.05.2024

Rajbir Singh @ Raja Singh @ Raja
Vs.
State of Punjab

.....Petitioner
.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ankit Kharbanda, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

CRM-21035-2024:

This is an application under Section 482 Cr.P.C. moved by the petitioner to place on record the copy of affidavit regarding compromise as Annexure P-5.

2. Allowed.
3. Annexure P-5 is taken on record.

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4. Status report by way of an affidavit of Shri Varinder Singh Khosa, PPS, Assistant Commissioner of Police, North, Amritsar has been filed on behalf of respondent- State.
5. The petitioner is seeking regular bail by way of petition filed



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under Section 439 Cr.P.C in case FIR No.0086 dated 29.03.2023 registered under Sections 379-B, 411 & 34 of the IPC (wherein Section 411 of the IPC added later on) registered at Police Station Sadar Amritsar, District Amritsar.

6. As per prosecution allegations, on the intervening night of 28/29.03.2023, complainant Satnam Singh was riding on his motorcycle for going to his house and as he reached near Gurudwara Dukh Niwaran near Bank Avenue, three youngsters came on a motorcycle from backside, snatched his mobile phone make VIVO-Y-20 and fled away. FIR was lodged on the complaint of Satnam Singh on 29.03.2023. During the course of investigation, on the basis of secret information present petitioner Rajbir Singh @ Raja Singh @ Raja besides Vishal @ Lalu and Sunny Alli were arrested.

7. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that matter has since been compromised amongst the parties as FIR was lodged because of misunderstanding; that similarly placed co-accused Sunny Alli has already been allowed bail by this Court vide order dated 16.02.2024 passed in CRM-M-7225-2024 (Annexure P-4).

8. It is not disputed by learned State counsel that case of the petitioner is on parity with co-accused Sunny Alli, who has been allowed bail by this Court vide order dated 16.02.2024 passed in CRM-M-7225-2024 (Annexure P-4). Apart from this, Annexure P-5 would reveal that matter has already been compromised amongst the parties. The status report also



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reveals that petitioner was arrested on 29.03.2023 which means that he is in custody for the last more than one year and one month. Petitioner is also involved in one more case as mentioned in para No.13 of the status report. Learned State counsel, on instructions from ASI Gurcharan Singh, also informs that although challan has already been filed but out of 09 witnesses cited by the prosecution, not even a single witness has been examined so far and thus, trial is likely to take long time to conclude.

9. Having regard to the above facts and circumstances, particularly on the basis of parity, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

**(DEEPAK GUPTA)
JUDGE**

May 13, 2024

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No