



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

218

CRM-M-15434-2024

Date of Decision.:22.05.2024

Jagsir Singh

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Lal Singh Sandhu, Advocate
for the petitioner.

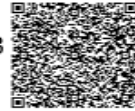
Mr. Randhir Singh, Addl. AG, Haryana.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.411 dated 16.08.2022 under Sections 392, 395 of the IPC registered at Police Station City Dabwali, District Sirsa.

2. It is his third petition. The earlier two petitions were dismissed as withdrawn on 25.07.2023 & 29.09.2023 as stated by learned counsel for the petitioner. Learned counsel submits that after dismissal as withdrawn of the earlier two petitions, co-accused has been allowed bail and even the statement of complainant Mukesh has already been recorded.

3. Allegations are that on 16.08.2022, three unknown persons snatched amount of ₹11,43,024/- from complainant Mukesh Kumar. One of

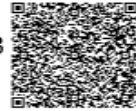
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them had muffled his face. With the help of CCTV footage, complainant tried to identify the snatchers, but could not succeed. Initially, FIR was lodged under Section 392 IPC, but during interrogation, Section 395 IPC was added. It is further the case of the prosecution that during investigation, complainant made supplementary statement and named Jagsir Singh (present petitioner) to be one of the culprits, who was arrested on 17.08.2022. He disclosed the names of Major Ram, Manpreet Singh and Sukhpreet to be the co-culprits.

4. Learned counsel contends that co-accused Major Ram and Sukhdev Ram @ Sabi have already been allowed bail by a co-ordinate Bench of this Court vide order dated 24.04.2023 passed in CRM-M-5631-2023 (O&M) & order dated 24.04.2023 passed in CRM-M-13781-2023, copies of which are Annexure P-3 & P-4. Learned counsel has also drawn attention towards the testimony of Mukesh Kumar, the complainant of the case, who during trial clearly stated in his cross-examination that he did not know the petitioner Jagsir Singh and that he had never suspected him to be the snatcher nor he had snatched his money.

5. Status report by way of an affidavit of Shri Jai Bhagwan, HPS, Deputy Superintendent of Police Dabwali, District Sirsa has been filed on behalf of respondent- State.

6. Learned State counsel has opposed the petition by pointing out towards the nature of crime. Learned State counsel also contends that

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recovery of ₹2,28,000/- was effected from the petitioner which had come to his share.

7. The custody certificate placed on record by learned State counsel would reveal that petitioner is in custody for the last 01 year 09 months and 02 days. He has no other criminal case pending against him.

8. Having regard to the above facts and circumstances, particularly the fact that two co-accused have already been allowed bail and also keeping in view the statement of complainant Mukesh Kumar made during trial, and the fact that trial is likely to take long time to conclude, 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 22, 2024

Neetika Tuteja

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