

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

225

CRM-M-18497-2024

Date of decision: 01.05.2024

Jarmanjit Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ashutosh Sharma, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.78 dated 26.10.2023 under Section 379-B of the IPC (Sections 411, 201, 34 of the IPC added lateron) registered at Police Station Verka, District Amritsar.

2. Learned counsel for the petitioner submits that he was arrested without there being any cogent evidence collected by the investigating agency with regard to his involvement in the alleged snatching of Rs.47,000/-, Aadhaar Card and PAN Card of the complainant. Learned counsel has drawn the attention of this Court to the FIR in question annexed as Annexure P-1 and submitted that it had been registered against unknown assailants. Learned counsel still further submits that the petitioner being innocent is evident from the fact that he has never been involved in any other criminal case much less a case of similar nature. Learned counsel submits that after the petitioner was arrested on 06.11.2023, not only has the challan been

presented but even charges stand framed, however, none of the 15 prosecution witnesses have been examined till date, hence, there is no likelihood of the trial concluding in the near future.

3. Per contra, learned State counsel while opposing the prayer made by learned counsel for the petitioner, on instructions from ASI Satwinder Singh, has not disputed the stage and status of the trial. Learned State counsel has also not disputed that the petitioner is not involved in any other criminal case. On further instructions, learned State counsel has informed the Court that prosecution evidence in the instant case is likely to commence on 14.05.2024.

4. I have heard learned counsel for the parties and perused the material placed on record.

5. In the facts and circumstances as enumerated hereinabove, further incarceration of the petitioner would serve no useful purpose as the trial would take considerable time to conclude. This Court, therefore, deems it fit to extend the concession of bail to the petitioner.

6. Accordingly, the instant petition is allowed. The petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

7. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

01.05.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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