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

CRM-M-19954-2023 (O&M)

Date of decision : 29.01.2024

Ankit Chandan

...Petitioner(s)

Versus

U.T. Chandigarh

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Naveen Upadhyay, Advocate,
for the petitioner.

Mr. Y.S. Rathore, Addl.P.P., U.T. Chandigarh,
assisted by Inspector Kehar Singh.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of bail pending trial to the petitioner in FIR No.73 dated 05/12/2022, under Sections 411 and 379-A read with Section 34 of the Indian Penal Code, 1860 (*for short 'the IPC'*), registered at Police Station, Sector 19, Chandigarh.

2. Allegations are that petitioner along with co-accused snatched the purse of complainant containing cash, mobile phone & other important documents; and fled from the spot.

3. This Court granted interim bail to the petitioner on 17.07.2023, in the following manner:-

“Contends that although prosecution evidence is going on, but the complainant has turned hostile. Further contends that there is no other criminal case pending against the petitioner as on today.

Learned State counsel seeks time to verify the abovesaid factual position.

Posted for 05.09.2023.

In the meantime, petitioner is ordered to be released on interim bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.”

4. Learned counsel for the petitioner contends that petitioner was granted interim bail by this Court on 17.07.2023 and he is regularly appearing before learned trial Court. He further contended that there is no apprehension to the prosecution witnesses or that petitioner is likely to hamper the trial, in any manner.

5. Learned counsel for the U.T. Administration, on instructions, has fairly acknowledged the above factual position.

6. Heard learned counsel for both the sides and perused the paper book.

7. Petitioner was granted interim bail by this Court and he is regularly appearing before the Court below; there is no allegation that he is likely to misuse the concession of bail or hamper the proceedings in case his interim bail is made absolute. Thus, in such a scenario, sending him in custody at this stage would not serve any purpose.

8. Consequently, present petition is allowed. Interim bail granted to the petitioner, vide order dated 17.07.2023, is made absolute. He shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. Petitioner shall appear on each & every date and fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).
10. The above observations may not be construed as an expression of opinion on the merits of the case.
11. It is clarified that in case there is recurrence on the part of the petitioner, U.T. Administration would be at liberty to move an appropriate application for recalling of this order.
12. Pending application(s), if any, shall also stand disposed off.

29.01.2024

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(MAHABIR SINGH SINDHU)

JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No