



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRM-M-22754-2024

Date of Decision.:15.05.2024

Jaskaran Khanna @ Karan

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Nandini Sharma, Advocate for
Mr. Umesh Aggarwal, Advocate for the petitioner.

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.38 dated 03.02.2023 registered under Sections 364-A, 365, 384, 148, 149, 411, 120-B of the IPC and Section 25/27/54/59 of Arms Act registered at Police Station Sadar, Amritsar.

2. FIR was lodged on the statement of Shivam Sood, as per which on 02.02.2023, he was coming towards his home in a car when he was waylaid by four persons who had come on a Verna car and who kidnapped him and demanded money. Complainant called his father on phone, who gave ₹10,00,000/- to the culprits and then the complainant was dropped.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated. Even as per the FIR, culprits had come in muffled faces. Learned counsel further contends that during trial neither complainant Shivam Sood nor his father Anil Sood have supported the prosecution and stated that they cannot identify the accused present in the Court. Learned counsel further contends that similarly placed co-accused Ajay Singh @

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Negi has already been allowed bail by this Court vide order dated 29.04.2024 passed in CRM-M-45149-2023 (Annexure P-2). Another co-accused namely Mayank Mahajan @ Mayank was allowed bail by this Court vide order dated 13.05.2024 passed in CRM-M-22957-2024 and that case of the petitioner is on parity.

4. Notice of motion.

5. Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of respondent- State.

6. Learned State counsel could not refute any of the aforesaid contentions. It is conceded by learned State counsel that case of the petitioner is on parity with co-accused Mayank Mahajan @ Mayank and Ajay Singh @ Negi, who have already been allowed bail.

7. Custody certificate placed on record by learned State counsel would reveal that petitioner is in custody for the last 01 year 02 months and 25 days. He has no other criminal case pending against him.

8. 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 15, 2024

Neetika Tuteja

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