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IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM-M-27859-2024  
Date of decision:-02.07.2024

ANMOLPREET SINGH

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Ravinder Gill, Advocate for  
Mr. Vikas Bali, Advocate for the petitioner.

Mr. Eklavya Darshi DAG,, Punjab.

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SANJIV BERRY, J (ORAL)

The instant petition has been preferred by the petitioner under Section 439 of the Code of Criminal Procedure for grant of regular bail in the following case (Annexure P-1):-

| FIR No. | Dated      | Sections                                                       | Police Station                    |
|---------|------------|----------------------------------------------------------------|-----------------------------------|
| 63      | 08.04.2023 | 379-B (2) read with Section 34 of IPC (411 IPC added later on) | Salem Tabri,<br>District Ludhiana |

2. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that the instant FIR was registered on the basis of secret information against the petitioner and co-accused Varun Kumar but no recovery was effected from the petitioner. He submits that petitioner is in custody since



08.04.2023 and after completion of investigation, challan has been presented in Court for trial. He submits that co-accused Varun Kumar has already been granted concession of bail by this Court vide order dated 06.02.2024 (Annexure P-4). He submits that conclusion of trial will take sufficient long time, as such he prays for grant of concession of regular bail to the petitioner.

3. *Per contra*, learned State counsel has opposed the bail petition of the petitioner considering the nature and gravity of the offence. However, he has not disputed the factual matrix of the case by submitting that challan has already been presented in Court and there is no other case registered against the petitioner.

4. After considering the rival contentions and perusing the record, it transpires that instant FIR was registered on the basis of secret information against the petitioner and co-accused Varun Kumar on the allegations that they are indulging in snatching in the area. Accordingly, the petitioner and the co-accused were arrested on 08.04.2023, no recovery was effected from the petitioner. After completion of investigation, challan has since been presented in the Court for trial and admittedly none of the 13 witnesses cited by the prosecution have yet been examined. Co accused Varun Kumar has already been granted concession of bail by this Court vide order dated 06.02.2024 (Annexure P-4). In these circumstances, it is observed that no purpose would be served by detaining the petitioner further in custody as the conclusion of trial in the present case, to ascertain criminal liability, if any, of the petitioner will take sufficient long time.

5. Resultantly, the present petition is allowed. The petitioner is



ordered to be released on regular bail subject to furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

6. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)  
JUDGE

02.07.2024  
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|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |