

CRM-M-31138-2024

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217 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

1. CRM-M-31138-2024  
Date of decision: 05.11.2024

Prince Nagi Alias Rupesh ....Petitioner

Versus

State of Punjab ....Respondent

2. CRM-M-38133-2024  
Date of decision: 05.11.2024

Mohammad Sahil ....Petitioner

Versus

State of Punjab ....Respondent

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

Present: Mr. Satnam Singh Gill, Advocate  
for the petitioner in CRM-M-31138-2024.

Mr. H.S. Randhawa, Advocate  
for the petitioner in CRM-M-38133-2024.

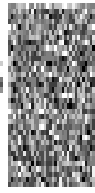
Mr. Neeraj Madaan, Senior DAG, Punjab.

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**AMARJOT BHATTI, J.**

Peittioner(s)-Prince Nagi @ Rupesh and Mohammad Sahil referred above filed separate regular bail applications in FIR No.22 dated 09.02.2024 under Sections 382, 399, 473 IPC, 1860 read with Sections 6 and 25 of Arms Act, 1959, registered at Police Station City Rajpura, District Patiala. Both bail applications are taken up together for disposal arising out of the same FIR.

2. As per facts of the case, ASI Gurmeet Singh and the police party received ruqa for registration of FIR under Sections 382, 399 and 473 IPC Sections 6, 25, 54 and 59 of Arms Act against Prince Nagi @ Rupesh,

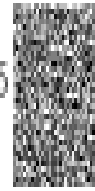


Rajan Bisht @ Rajan, Arif Ali @ Araf, Vicky and Mohammad Sahil with the allegations that on that day, the investigating officer along with police party apprehended aforesaid persons while travelling in car No. HR-51-CE-9380 Suzuki SX4 when they were coming from the side of Ambala with fake number plate with the allegations, they were indulging in the acts of theft and robbery and recoveries were also effected from them.

3. Learned counsel representing petitioner-Prince Nagi @ Rupesh in CRM-M-31138-2024 argued that present petitioner is falsely implicated in this case. As per the prosecution story, one pistol .32 bore along with 10 live cartridges were recovered from him. Investigation was completed and challan is already presented in the Court. Since 09.02.2024, he is behind the bars. He is ready to abide by the terms of bail order.

Learned counsel representing petitioner- Mohammad Sahil in CRM-M-38133-2024 argued on the same lines. It is pointed out that petitioner is falsely implicated in this case along with other co-accused. It is wrongly claimed by the prosecution that he along with others was indulging in robbery, theft or snatching incidents. False recovery was planted on him. He has also joined the investigation and he is ready to abide by the terms of bail order.

4. On the other hand, learned counsel representing State opposed both the bail applications on the ground that recoveries were effected from the accused persons. There was specific information regarding the present petitioners along with other co-accused. Challan is already presented and the trial in this case is yet to start. Therefore, petitioners are not entitled to be released on regular bail.



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record. Both petitioners were arrested on 09.02.2024. After completion of investigation, challan was presented on 08.04.2024 and charge sheet is yet to be framed. Till date, both the petitioners are behind the bars. As per the prosecution case, weapon and cartridges were recovered from Prince Nagi @ Rupesh whereas a bag containing cutter, hammer, screw driver, iron rod and two plastic rope packets were recovered from Mohammad Sahil. Trial of this case is going to take some time. No doubt, petitioner- Prince Nagi @ Rupesh is involved in twenty other cases and the same will be decided on its merits whereas Mohammad Sahil is not involved in any other case as per the status report. Therefore, without expressing my mind on the merits of the case, regular bail applications filed by the petitioner-Prince Nagi @ Rupesh in CRM-M-31138-2024 and petitioner- Mohammad Sahil in CRM-M-38133-2024 are allowed. They are ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

**(AMARJOT BHATTI)**  
**JUDGE**

05.11.2024  
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|-------------------------------|---|---------|
| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable         | : | Yes /No |