

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209

CRM-M-32187-2024
Date of decision: 12.07.2024

GORA SINGH ALIAS GORI

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

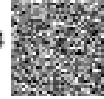
CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Neeraj Jain, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, the petitioner craves for indulgence of this Court for his being enlarged on regular bail, in case FIR No.223 dated 05.10.2023, under Sections 379-B, 341, 34 and 120-B of IPC, registered at Police Station Lambi District Sri Muktsar Sahib.
2. The FIR in the present case was registered on the basis of the statement made by one Sukhjeet Singh son of Major Singh. As per allegations levelled by the complainant, three clean shaven persons had waylaid the complainant and after throwing some red coloured powder in the eyes of Gurpreet Singh, they had snatched Rs.95,000/-, Aadhar Card, Driving License and other documents from the complainant.
3. Learned counsel for the petitioner submits that the petitioner was not named in the present case, and has been falsely involved only on the basis of the suspicion. He further submits that the present petitioner is in custody since



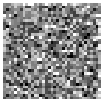
28.02.2024, and after completion of investigation, the final report under Section 173 Cr.P.C, has already been presented against the present petitioner before the learned trial Court concerned. He also submits that the co-accused Jasveer Singh has already been granted the relief of regular bail by the Co-ordinate Bench of this Court in CRM-M-16214-2024, vide order dated 09.04.2024.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that there are serious allegations against the present petitioner and he is not entitled to grant the concession of bail by this Court. Learned State counsel has placed on record the custody certificate of the petitioner, as issued by the Superintendent of District Jail Mansa. A perusal of the custody certificate reveals that the petitioner has suffered incarceration of 04 months and 12 days, as on today.

5. This Court has heard the learned counsel for the parties concerned, and perused the record.

6. The petitioner is in custody since 28.02.2024, and after completion of the investigation, the final report under Section 173 Cr.P.C. has already been filed before the learned trial Court concerned. The petitioner has suffered incarceration of 04 months and 12 days, as on today. Out of the total 56 prosecution witnesses cited in the final report, none has been examined till date. Thus, the conclusion of the trial may take quite a long time and further custody of the petitioner will not serve any meaningful purpose.

7. Considering the hereinabove made discussion, this Court deems it fit and appropriate to grant the concession of regular bail to the petitioner. Therefore, without commenting upon the merits and circumstances of the present case, the



present petition is **allowed**. The petitioner is ordered to be released on bail on furnishing of bail bond and surety bond to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

- 8. However, anything observed here-in-above shall have no effect on the merits of the trial, and is only meant for deciding the present petition.
- 9. All pending application(s) stand disposed of accordingly.

12.07.2024
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(KULDEEP TIWARI)
JUDGE

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