



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

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CRM-M-32470-2024
Date of Decision : **July 16, 2024**

AMAN

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Raman Kumar, Advocate
 for the petitioner.

Mr. Sahil K. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 439 Cr.P.C. the petitioner prays for grant of regular bail in case FIR No.03 dated 5.1.2024, under Sections 379-B, 34 IPC (offences under Section 201 IPC added later on), registered at Police Station Jagraon, District Ludhiana.

2. The instant FIR has been registered on a complaint made by one Nachhatar Singh son of Munshi Singh with the allegations that on dated 1.1.2023 when he was going to market at about 12.30 p.m., two motor cyclists came from Jagraon side and stopped their motor cycles near the complainant and 3 persons surrounded him and snatched the gold rings from the fingers of the complainant and after snatching all of them ran away on their respective motor cycles.



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3. Learned counsel for the petitioner in the asking of the relief of regular bail submits that the petitioner has not been named in the FIR, however, he has been arrested in different FIR No.50 dated 3.3.2024, under Sections 379-B, 34 IPC and in that case his disclosure statement was recorded and was falsely implicated in the instant case. He also submits that in FIR (supra), he has already been granted the relief of regular bail by the learned trial Court concerned itself, vide order dated 26.4.2024 (Annexure P-2). He in addition submits that the petitioner has faced sufficient incarceration i.e. about 4 months as on today and the trial is yet to begin.

4. On the other hand, the learned State counsel has vociferously opposed the grant of regular bail to the petitioner and has filed the custody certificate *qua* him. He also informs this Court that after conclusion of investigation, the final report has been submitted before the learned Illaqa Magistrate concerned but till date charges have not been framed in the instant matter and the prosecution has cited a total of 7 witnesses in the final report. It also reflects that the petitioner has suffered incarceration of 4 months and 9 days as on today and though he is stated to be involved in one more case, but he has already been extended the benefit of regular bail by the learned trial Court concerned itself.

5. Keeping in view the allegations, days of incarceration and the stage of the trial, this Court deems it fit and appropriate to extend the benefit

of regular bail to the petitioner. Therefore, the present petition is **allowed**.



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6. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

7. It is made clear that in future in case the petitioner is found involved in similar kind of offences, the State is at liberty to seek cancellation of bail granted by this Court.

8. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

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(KULDEEP TIWARI)
JUDGE

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