

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

232

2024:PHHC:002027

CRM-M-41875-2023

Date of decision: January 09, 2024

NIMRATJIT SINGH @ SAJAN SINGH

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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

Mr. A.P.S. Tung, Deputy Advocate General, Punjab
with ASI Ashwani Kumar.

MANJARI NEHRU KAUL, J. (ORAL)

This is the first petition filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail in case FIR No.199 dated 06.07.2023 under Section 379B of the Indian Penal Code, 1860 (Section 411 of IPC added later on) registered at Police Station Division B, Police Commissionerate, Amritsar.

2. Learned counsel for the petitioner *inter alia* contends that a false case has been planted upon the petitioner by the complainant on the allegations that the petitioner snatched the purse of his wife containing her mobile handset etc. Learned counsel submits that the petitioner has clean antecedents, which further lends credence to his false implication in the case in hand. It has also been submitted that after the challan was presented, charges had been framed on 10.11.2023, however, none of the 14 prosecution witnesses have been examined so far. Hence, there was no likelihood of the trial concluding in the near future.

3. *Per contra*, learned State counsel while opposing the prayer made by the counsel opposite, on instructions from ASI Ashwani Kumar, has not disputed that not only had the challan been presented and charges framed, but also the trial has not progressed so far, inasmuch as none of the prosecution witnesses have been examined. It has also not been disputed, on instructions, that the petitioner is not involved in any other criminal case, much less a case of similar nature.

4. I have heard the learned counsel for the parties and have perused the material placed on record.

5. In the facts and circumstances enumerated hereinabove, the trial is unlikely to conclude anytime in the near future, therefore, this Court deems it fit to extend the concession of regular bail to the petitioner. The petition as such is allowed, and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

6. Needless to add here, in case the petitioner is found misusing the concession of bail, the State would be at liberty to approach this Court to seek cancellation of bail to him.

January 09, 2024

Jaspreet Kaur

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No