

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41458-2024
Date of Decision:02.09.2024

Sukhdev Singh @ Sukha ...Petitioner

VS.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. H.S Dhindsa, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 11 dated 10.02.2024, registered under Section 379-B/34 and 411 of IPC, Police Station Dehlon, District Ludhiana.
2. The FIR in the present case was registered on the basis of the secret information and read as under:-

“SHO, PS Dehlon, Ludhiana "Jai Hind" Today myself Sub Inspector along with Sub Inspector Bhupinder Singh 712/Ldh, Hauldar Jugraj Singh 2947/Ldh, Sepoy Sandeep Singh 4027/Ldh, PHG Gurdeep Singh 19769 were present at Village Sarih in regards to patrolling and checking of suspicious persons on private vehicle along with private laptop and private printer, then a secret informer came present before myself Sub Inspector and informed me separately that Jagbir Singh @ Jaggi resident of the Village Sarih, Amritpal Singh @ Amrit son of Bhupinder Singh, Sukhdev Singh @ Sukha son of Charan Singh resident of Village Dulay, who are having a Swift car bearing number PB-10-DZ6777, white in colour, who are used to do snatching and

robbery, who had a few days ago snatched a motorcycle near Village Khanpur Dana Mandi and had done snatching of mobile phones, who are today also with an intention to commit snatching are roaming around the bank of the canal, ahead of Falahi Sahib in their Swift car. If raid is conducted now than Jagbir Singh @ Jaggi, Amritpal Singh @ Amrit and Sukhdev Singh @ Sukha can be apprehended along with snatched mobiles. That the information is true and reliable. That Jagbir Singh @ Jaggi, Amritpal Singh @ Amrit and Sukhdev Singh @ Sukha have committed an offence u/S 379-B, 34 of IPC by doing snatching, regarding which rukka was got typed and printed on my private laptop by Sepoy Sandeep Singh 4027/Ldh and was sent to police station by hand through PHG Piara Singh 19769, for registration of FIR of the offence against above Jagbir Singh @ Jaggi resident of village Sarih, Amritpal Singh @ Amrit son of Bhupinder Singh, Sukhdev Singh @ Sukha son of Charan Singh resident of village Dulay. FIR be registered and its number informed. Myself Sub inspector along with fellow officials are going toward Falahi Sahib. Sd/-Subhas Chand 1529/Ldh, Police Station Dehlon, District Ludhiana. Dated 10-02-2024.”

3. Learned counsel for the petitioner contends that the similarly placed co-accused Jagbir Singh @ Jaggi @ Jagvir Singh and Amritpal Singh @ Amrit have already been granted the concession of bail by this Court vide order dated 25.07.2024 (Annexure P-1). He further contends that the petitioner, Jagbir Singh @ Jaggi @ Jagvir Singh and Amritpal Singh @ Amrit were arrested by the police, while they were travelling in a Swift Car and the recoveries were allegedly made from them. He further contends that petitioner is in custody since 10.02.2024 and no witness has been examined so far. Thus, further custody of the petitioner will not serve any meaningful purpose.

4. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner, however, he admits that the similarly placed co-accused Jagbir Singh @ Jaggi @ Jagvir Singh and Amritpal Singh @ Amrit have already been granted the concession of bail by this Court.

4. I have heard the learned counsel for the parties and perused the record carefully.
5. The petitioner is in custody since last more than 08 months and the no witness has been examined so far. Thus, further custody of the petitioner will not serve any meaningful purpose. Apart from that, similarly placed co-accused Jagbir Singh @ Jaggi @ Jagvir Singh and Amritpal Singh @ Amrit have already been granted the concession of bail by this Court vide order dated 25.07.2024 (Annexure P-1).
6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

02.09.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No