



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

236

CRM-M-42283-2024 (O&M)
Date of decision:28.10.2024

GURMEET SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present : Mr. Hitesh Verma, Advocate
for the petitioner.

Mr. Neeraj Madaan Sr. DAG, Punjab.

AMARJOT BHATTI. J.(Oral)

1. Petitioner has filed instant petition under Section 483 BNSS for grant of regular bail in FIR No.5 dated 27.01.2024, under Sections 392 and 394 of IPC 1860, (later on added Sections 395 and 427 of IPC, 1860) registered at Police Station Dhakoli, District SAS Nagar.
2. As per the facts of the case, complainant-Aman Bhatt stated that he was running a crockery shop along with his father. On 26.01.2024, he along with his father after closing the shop was returning home in their car, when they were ahead of K area to attend the call of nature, he stopped the car and got down while his father was sitting in the car. It was about 10 pm when one unknown person hit a beer bottle on his head. He further noticed that there were 05 unknown persons and one person gave another blow with beer bottle and he raised his right hand to save himself, as a result, it hit on his palm. He raised hue and cry. His father was



- 2-

thrown out of the car and the said persons snatched the car and escaped towards Zirakpur. They also took away his mobile phone Samsung Z-flip lying in the car. He was admitted in Civil Hospital Dhakoli and further referred to GMCH Sector 32, Chandigarh for treatment.

3. Learned counsel for the petitioner argued that the petitioner was arrested on 29.04.2024. Learned counsel for the petitioner submits that the petitioner was nominated on the disclosure statement of co-accused Nigam Kumar. No specific role is attributed to the petitioner. Petitioner had already joined the investigation and he is ready to abide by the conditions of bail order, therefore, his bail application may be allowed.

4. Learned State counsel has opposed the bail application of the petitioner and has pointed out that the present petitioner is involved in robbery of a car and was nominated on the disclosure statement of Nigam Kumar. Other accused persons are yet to be arrested. Learned State counsel further submits that challan has been presented in the Court on 21.06.2024. Petitioner is also nominated in three other FIRs, as detailed in para No.5 of the status report. Today learned counsel representing the State has placed on record the disclosure statement of Nigam Kumar, as well as Memo regarding which the said car of the complainant was recovered. Considering the gravity of the offence, the petitioner is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record. Present petitioner was arrested on 29.04.2024. The petitioner has joined the investigation and challan had already been presented. Trial in this case is likely to take some time. The petitioner cannot be kept behind the bars for an indefinite



time period. Other FIRs registered against the petitioner will be decided on its own merits.

6. Considering the aforesaid factual position, without going on the merits of case, bail application is allowed. Petitioner-Gurmeet Singh is ordered to be released on bail to the satisfaction of trial Court/Duty Judge, concerned.

7. Pending application (s) if any also stands disposed of.

28.10.2024
amandeep

(AMARJOT BHATTI)
JUDGE

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