

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

CRM-M-45676-2024

Date of Decision: 18.09.2024

Sunny @ Sunny Singh

...Petitioner

VS.

State of Punjab

...Respondent

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

Present : Ms. Simran Sharma, Advocate for
Mr. Akhilesh Vyas, Advocate, for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.0014 dated 26.02.2024 registered under Sections 379-B(2), 34 of IPC, at Police Station Majitha Road, District Amritsar Rural.

2. Learned counsel for the petitioner contends that the FIR was got registered by Rajeev Kumar son of Nakul Sharma, who alleged that at about 1.00 a.m. on 26.02.2024, his scooty was snatched by three unknown persons. One of them had hit him with an iron dattar on his left ear and he fell down. On falling, he had been given a blow from the reverse side of dattar on his hand and two other accused had caused him injuries with a baseball bats. The petitioner was neither named in the FIR nor there is any averment, which even remotely connects the petitioner with the alleged crime. However, after one month of the registration of the FIR, the petitioner was arrayed as an accused in the present



case. She further contends that similarly placed co-accused Maninder Singh has already been granted the concession of bail by this Court vide order dated 02.08.2024 (Annexure P-2). The petitioner is in custody for the last more than 06 months and the challan has already been presented against him. She further contends that the petitioner is the first offender and was never involved in any other criminal activity.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. In the present case, after completion of the investigation, challan has already been presented before the Court. The petitioner is in custody for the last more than 06 months and further custody of the petitioner will not serve any meaningful purpose. Moreover, similarly placed co-accused, namely, Maninder Singh has already been admitted to bail by this Court vide order Annexure P-2).

7. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

(N.S.SHEKHAWAT)
JUDGE

18.09.2024.
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No