

S. No.226

2024:PHHC:012160

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

CRM-M-48857 of 2023

Date of Decision:30.01.2024

A Murgan

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Anil Kumar Sharma, Advocate for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 439 Cr.P.C., petitioner has prayed for grant of regular bail in case FIR No.196 dated 29.12.2022 registered under Sections 457, 380, 411 IPC at Police Station Division 3, Police Commissionerate, Ludhiana.

As per allegations, on 28.12.2022, an amount of ₹57,41,000/- was stolen from the vehicle of the complainant. Four persons were arrested on 10.01.2023 including the petitioner. From the possession of petitioner – A. Murgan, an amount of ₹40 lakhs kept in two bag was recovered.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated; that co-accused Suresh has already been allowed bail by co-ordinate Bench of this Court vide order dated 20.07.2023 passed in CRM-M-30815 of 2023. Another co-accused Suresh was allowed bail by co-ordinate Bench of this Court vide order dated 05.09.2023 passed in CRM-M-30742 of 2023. One more co-accused Parkash was also allowed bail by co-ordinate Bench of this Court vide order dated 05.09.2023 passed in CRM-M-30819 of 2023.

Copy of the afore-said orders are Annexures P.4 to P.6.

Learned State Counsel concedes the fact that three co-accused have been allowed bail by co-ordinate Bench of this Court. It is also conceded that recovery has already been effected from the petitioner.

Custody certificate has been placed on record, which reveals that petitioner is in custody for the last 01 year and 12 days though he is involved in one more case. The case is triable by the Magistrate.

Having regard to the afore-said facts and circumstances, but without commenting anything on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned, on usual terms and conditions.

January 30, 2024
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No