



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

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CRM-M-51019-2024
Date of Decision : **October 22, 2024**

AMRIK SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. R.K.Jaswal, Advocate
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

Mr. A.S.Dhindsa, Advocate
for the complainant.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 439 of Cr.P.C./483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioner prays for grant of regular bail in case FIR No.10 dated 4.2.2024, Under Sections 457, 380, 341, 34 of IPC (Challan presented under Sections 457, 341, 392, 379-B, 120-B, 411, 201 of IPC), registered at Police Station Ghagga, District Patiala.

2. Learned counsel for the petitioner in the asking for the relief (supra), submits that the petitioner has been implicated in the instant FIR on the basis of a secret information. He further submits that most of the amount, i.e. Rs.26 lacs out of total Rs.28 lacs, which is alleged to be stolen from the

house of the complainant, have already been recovered during the course of investigation. He also submits that it is a case of no injury and the petitioner has suffered incarceration of more than 8 months as on today and now the learned trial Court concerned, has framed the charges. He over and above submits that co-accused, namely, Jagdev Singh @ Jagga and Debu Ram, have already been extended the relief of regular bail by this Court vide order dated 4.10.2024 passed in CRM-M-37679-2024 and the petitioner is on co-equal pedestal with the co-accused in the aforesaid petitions.

3. The learned State counsel while placing on record the custody certificate *qua* the petitioner submits that in the instant case, the petitioner alongwith co-accused after trespassing the house of the complainant, that too, at night, has committed the offence of theft and not only that he has also put the inhabitants of the house into danger, while committing the offence. He further submits on instructions imparted to him by the official concerned that the charges have now been framed on dated 3.8.2024 and the prosecution has cited a total 27 witnesses in the final report.

4. Be that as it may, considering the fact that the petitioner has suffered incarceration of more than 8 months and the trial is yet to begin, and the fact that co-accused, namely, Jagdev Singh @ Jagga and Debu Ram have already been extended the relief of regular bail by this Court vide order dated 4.10.2024 passed in CRM-M-37679-2024, this Court deems it fit and appropriate to extend the benefit of regular bail to the petitioner. Therefore, the present petition is **allowed**.



5. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.
6. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

October 22, 2024
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Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No

(KULDEEP TIWARI)
JUDGE