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

CRM-M-57675-2024**Date of Decision: 25.11.2024**

Shubham

...Petitioner

VS.

State of Punjab

...Respondent

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

Present : Mr. Charitr Kadyan, Advocate
for Mr. Vinod K. Kaushal, Advocate,
for the petitioner.

Mr. Deepinder Singh Brar, Senior DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of Cr.P.C. with a prayer to grant regular bail to him in case FIR No.306 dated 29.09.2023 registered under Sections 420, 506 of IPC, at Police Station Tanda, District Hoshiarpur.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case by the complainants to pressurize him to get the payment of potato crop. He further contends that the petitioner had never received any amount from any of the complainants. The petitioner was arrested in the present case on 15.07.2024 and after completion of investigation, challan has already been presented against him. He further contends that one more case of similar nature was ordered to be registered against the petitioner, but he is on bail in the said case. Learned counsel for the petitioner has referred to the order dated 20.08.2024 (Annexure P-4) passed by this Court, whereby

similarly placed co-accused, Mamta Rani has already been granted the concession of bail by this Court.

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. The petitioner is continuing in custody for the last more than 04 months and the final report under Section 173 Cr.P.C. has already been presented against him. Co-accused, Mamta Rani has already been admitted to bail and the case of the petitioner is at par with her. Thus, no purpose will be served by keeping the petitioner behind bars.

6. 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.

25.11.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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