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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1. CRM-M-2007-2024 (O&M)
Jashan Kumar @ RaghavPetitioner

versus

State of Punjab Respondent

2. CRM-M-8999-2024 (O&M)

Dharambir Singh @ Dharamvir SinghPetitioner

versus

State of PunjabRespondent

Date of decision: 26.03.2025

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Vinod K. Kaushal, Advocate (in CRM-M-2007-2024)
Ms. Sukhveer Kaur, Advocate (in CRM-M-8999-2024)
for the petitioner(s).

Mr. J.S. Arora, DAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

CRM-10703-2025 in CRM-M-2007-2024

Application is allowed as prayed for. Annexures P-4 and P-5
are taken on record.

Main cases

1. Present petitions have been filed praying for the grant of
regular bail to the petitioners in case bearing FIR No.282 dated
01.10.2023, under Sections 379-B, 34 of IPC (offence under Sections 379-
B(2), 411 of IPC and Section 28 of Arms Act added later on), registered at
Police Station Sadar Amritsar, District Police Commissionerate Amritsar.



2. Succinctly the facts of the case are that the present case was registered on the statement of complainant, namely, Heera Singh. It was alleged that he was working as a delivery boy in Swiggy company. In the intervening night of 30.09.2023/01.10.2023, he was going from Ranjit Avenue to Majitha Road Bypass on his Mopid. When he reached a little further on the main road outside Khanna Paper Mill, then three young boys came on Apache motorcycle, who were carrying *datar*. They waylaid the complainant and snatched his mobile phone mark Redmi. They also snatched Rs.2,200/- from his pocket and ran away from the spot. It was alleged that he could recognize if they are brought before him. Request was made to take legal action against all the culprits. On registration of FIR, the investigation commenced. During investigation, the complicity of three of the accused was found, out of them, two were the petitioners and hence, they were arrested on 04.10.2023 and 01.10.2023 respectively. The petitioners approached the Learned Additional Sessions Judge, Amritsar praying for grant of bail, however, finding no merit, the same were declined after hearing both the sides by Learned Additional Sessions Judge, Amritsar vide order dated 18.12.2023/24.01.2024 respectively. Aggrieved by the same, the petitioners approached this Court praying for grant of bail.

3. Learned counsel for the petitioners, at the outset, pray for the grant of bail on the basis of parity with that of co-accused Akashdeep Singh @ Chapu. They have drawn the attention of this Court to the order passed by this Court in CRM-M-64588-2023 dated 03.03.2025 whereby co-accused of the petitioners, namely, Akashdeep Singh @ Chapu has been granted the concession of regular bail. They have submitted that case



of the petitioners is at par with the co-accused, who has been granted bail by this Court. He submits that on the basis of the parity, the petitioners deserve to be granted bail as case of the petitioners is similar to that of the co-accused, who has already been granted bail by this Court.

4. Learned State counsel has opposed the submissions made by counsel for the petitioners. He has placed on record the custody certificate of the petitioners which shows that petitioner-Jashan Kumar @ Raghav has undergone actual sentence of 01 year 02 months and 11 days as on 25.03.2025 and petitioner-Dharamvir Singh has undergone actual sentence of 01 year 03 months and 14 days as on 26.03.2025. However, he affirms that co-accused Akashdeep Singh @ Chapu has already been granted regular bail by this Court vide order dated 03.03.2025 passed in CRM-M-64588-2023. He, on instructions, has submitted that investigation is complete, challan has been presented and out of 17 prosecution witnesses, none has been examined till date.

5. After hearing counsel for the parties and perusing the record, it is deciphered that on registration of the FIR, investigation commenced and petitioners were arrested on 04.10.2023 and 01.10.2023 respectively. As submitted investigation is already complete, challan has been presented and out of 17 prosecution witnesses, none has been examined till date. Co-accused Akashdeep Singh @ Chapu has already been granted regular bail. Custody certificate filed by the State shows that petitioners have undergone actual sentence of approximately 01 year and 02 months.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. The trial of the case will take



sufficiently long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioners succeed in making out a case for grant of regular bail on the basis of parity with co-accused, Akashdeep Singh @ Chapu who has already been granted regular bail by this Court vide order dated 03.03.2025 passed in CRM-M-64588-2023. Accordingly, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

7. Photocopy of this order be placed on the file of connected case.

26.03.2025
m.sharma

(RAJESH BHARDWAJ)
JUDGE

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