

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-8681-2025  
Reserved on: 20.03.2025  
Pronounced on: 25.03.2025

Karanjit Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Raghav Soni, Advocate  
for the petitioner.

Mr. Akshay Kumar, A.A.G., Punjab.

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ANOOP CHITKARA, J.

| FIR No. | Dated      | Police Station                   | Sections                                                                            |
|---------|------------|----------------------------------|-------------------------------------------------------------------------------------|
| 71      | 13.09.2024 | C Division, District<br>Amritsar | 304, 3(5) BNS (Section<br>317(1) of BNS added later<br>on) and 25/54/59 of Arms Act |

1. The petitioner incarcerated in the FIR captioned above came before this Court under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, [BNSS], seeking regular bail.
2. In paragraph 15 of the bail petition, the accused declares that he has no criminal antecedents.
3. The facts and allegations are being taken from the status report filed by the State, which reads as follows:

*“3. That it is humbly submitted that the facts of the present case FIR No.71 dated 13.09.2024 are that on 13.09.2024, statement of the Complainant Mukesh Saini was recorded by ASI Parminder Singh, P.S. C-Division, Amritsar, wherein it was alleged that he along with his elder brother Rupesh Saini and Parveen Saini sends gold parcels of the goldsmith to other States through their Courier namely Sri Sham Parcel Service, Guru Ka Mehal Gurudwara, Amritsar. On 13.09.2024 at about 5:30PM, he while keeping different parcels of Baljit Jewellers, Ranjit Jewellers, Jassi Jewellers, Piara Singh and Bobby Anmol Jewellers in his hand bag which was kept in his feet on his Activa scooter, was going towards his office through Darbar Sahib Galiara and at about 7PM, when he reached near gate of Gurudwara Mata Kaulan, Galiara then two youngsters came from his backside on black colour motorcycle. The pillion rider*

*of the motorcycle caught hold of handle of Aactiva scooter of the complainant and stopped it and they snatched away the bag having gold parcels forcibly which was kept in his feet on the Aactiva. The complainant tried to chase them on his Aactiva scooter but the above said persons succeeded to flee away. The complainant further stated that he can identify the above said persons, if they come before him. The actual weight of the gold is only known to the concerned jewellers, from whom he had brought the same. Therefore, based on the aforesaid statement, the present case FIR No. 71 dated 13.09.2024, under Section 304 BNS, Police Station C-Division, Amritsar was registered by ASI Parminder Singh.”*

4. The petitioner's counsel prays for bail by imposing any stringent conditions and contends that further pre-trial incarceration would cause an irreversible injustice to the petitioner and their family. He further seeks bail on the grounds of parity with co-accused Jaskaran Singh @ Billu who has already been granted bail by this Court.

5. The State’s counsel opposes bail and refers to the status report.

6. It would be appropriate to refer to the following portions of the status report, which read as follows:

*“THE ROLE OF THE PETITIONER*

*15. That it is submitted that the present petitioner Karanjit Singh has played the main and pivotal role in commission of crime. The present petitioner-accused Karanjit Singh along with co-accused Jaskaran Singh had firstly done surveillance of the complainant and thereafter the present petitioner-accused Karanjit Singh along with co-accused persons Jaskaran Singh, Shivamdeep Singh and Bikramjit Singh hatched the conspiracy for commission of crime. The present petitioner Karanjit Singh had provided an illegal pistol to the co-accused Shivamdeep Singh and Bikramjit Singh for using in commission of crime and had also shown the complainant to them. Thereafter, in pursuance to the hatched conspiracy the co-accused Shivamdeep Singh along with co-accused Bikramjit Singh had snatched bag of gold from the complainant.”*

REASONING:

7. Petitioner’s case is on parity with co-accused Jaskaran Singh @ Billu who has been granted bail by this Court vide order dated 20.02.2025 passed in CRM-M No.65343 of 2024.

8. There is sufficient prima facie evidence connecting the petitioner with the alleged crime. However, pre-trial incarceration should not be a replica of post-conviction sentencing.

9. Per paragraph 7 of the bail petition, the petitioner has been in custody since 15.09.2024.

10. Given the penal provisions invoked viz-a-viz pre-trial custody, coupled with the prima facie analysis of the nature of allegations and the other factors peculiar to this case, there would be no justifiability for further pre-trial incarceration at this stage.

11. Without commenting on the case's merits, in the facts and circumstances peculiar to this case, and for the reasons mentioned above, the petitioner makes a case for bail. This order shall come into force from the time it is uploaded on this Court's official webpage.

12. Given above, provided the petitioner is not required in any other case, the petitioner shall be released on bail in the FIR captioned above subject to furnishing bonds to the satisfaction of the concerned Court and due to unavailability before any nearest Ilaqa Magistrate/duty Magistrate. Before accepting the surety, the concerned Court must be satisfied that if the accused fails to appear, such surety can produce the accused.

13. While furnishing a personal bond, the petitioner shall mention the following personal identification details:

|    |                                                                                                                                      |  |
|----|--------------------------------------------------------------------------------------------------------------------------------------|--|
| 1. | AADHAR number                                                                                                                        |  |
| 2. | Passport number (If available) and when the attesting officer/court considers it appropriate or considers the accused a flight risk. |  |
| 3. | Mobile number (If available)                                                                                                         |  |
| 4. | E-Mail id (If available)                                                                                                             |  |

14. This order is subject to the petitioner's complying with the following terms.

15. The petitioner shall abide by all statutory bond conditions and appear before the concerned Court(s) on all dates. The petitioner shall not tamper with the evidence, influence, browbeat, pressurize, induce, threaten, or promise, directly or indirectly, any witnesses, Police officials, or any other person acquainted with the facts and circumstances of the case or dissuade them from disclosing such facts to the Police or the Court.

16. It is clarified that if the petitioner violates any bail condition, the State and/or the victim may file an application for bail cancellation before the trial court, which shall be competent to cancel the bail or add more conditions. Furthermore, if the petitioner moves for deletion or dilution of any bail conditions, the trial court is empowered to do so.

17. **This bail is conditional, and the foundational condition is that if the petitioner indulges in any non-bailable offense, the State shall file an application for cancellation of this bail before the Sessions Court, which shall have the liberty to cancel this bail.**

18. Any observation made hereinabove is neither an expression of opinion on the case's merits nor shall the trial Court advert to these comments.

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19. A certified copy of this order would not be needed for furnishing bonds, and any Advocate for the Petitioner can download this order along with case status from the official web page of this Court and attest it to be a true copy. If the attesting officer wants to verify its authenticity, such an officer can also verify its authenticity and may download and use the downloaded copy for attesting bonds.

20. **Petition allowed** in terms mentioned above. All pending applications, if any, stand disposed of.

(ANOOP CHITKARA)  
JUDGE

25.03.2025  
Jyoti Sharma

Whether speaking/reasoned: Yes  
Whether reportable: No.