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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-38645-2024 (O&M)
Date of Decision:- 30.01.2025

RAMANDEEP SINGH ALIAS RAMAN

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. J.S. Thakur, Advocate for the petitioner.
Mr. Ankit Grewal, DAG Punjab.

SANJIV BERRY, J. (ORAL)

The instant petition has been preferred by the petitioner under Section 483 Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the petitioner in the following case :-

FIR No.	Dated	Sections	Police Station
153	11.11.2022	379-B IPC; (411 IPC added later on)	Chattiwind, District Amritsar Rural

2. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that the petitioner has no concern with the allegation of snatching the Safari vehicle of the complainant in any manner. He further contends



that the petitioner was already in judicial custody in case FIR No.7 dated 11.01.2023 registered under Sections 382, 506 and 34 IPC at Police Station Patara District Jalandhar, when his disclosure statement was taken regarding his participation in the occurrence, which is having no evidentiary value. He submits that the vehicle in question was not recovered from the possession of the petitioner, but was found abandoned in an open place. He further submits that the petitioner is in custody since 02.02.2023, and after the completion of investigation, challan has been presented in Court, wherein no witness has been examined till date. He submits that in such circumstances, the petitioner cannot be left to incarnate indefinitely, hence prayed for grant of bail to the petitioner.

3. *Per contra*, learned State counsel while referring to the status report filed by the State has not disputed the factual matrix and has stated that although the petitioner is not named in the FIR, but there are specific allegations against the petitioner of having actively participated in the occurrence, whereby the vehicle of the complainant was snatched. He admits that the said vehicle was found from an open place by the police and no recovery has been effected from the petitioner.

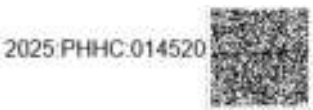
4. Heard learned counsel for the parties and perused the record.

5. After considering the rival contentions and perusing the record, it transpires that that the instant FIR was registered on the basis of statement of Harinder Singh that on 10.11.2022 at about 01:30 PM, a young person wearing a face mask came to their showroom and asked for information regarding the Tata Safari car and requested for a test drive. The salesman



Jagjit Singh accompanied him on the Tata Safari towards DPS school, however, the salesman disclosed on the phone that the said person snatched the vehicle on a gun point and ran away. During the course of investigation, the vehicle was recovered with the help of GPS device installed in the car from an open place. Consequently, the petitioner and co-accused Davinder Singh having been arrested in case FIR No.7 (*supra*) confessed their involvement and they were accordingly nominated as accused in the present FIR. The petitioner was arrested on 02.02.2023, and after the completion of investigation, challan was presented in Court which is pending trial. It is not disputed that no recovery has been effected from the petitioner in this case and he is named on the basis of his disclosure statement, the evidentiary value of which is debatable. Challan has already been presented in the trial Court, wherein 14 witnesses have been cited by the prosecution and till date no witness has been examined. The criminal liability, if any, of the petitioner, could only be determined after the conclusion of trial, which may take sufficient long time. In the circumstances, no purpose would be served by detaining the petitioner any longer.

6. Consequently, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court/Judge on Duty/Duty Magistrate concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.



7. Any observation made above shall not be construed as opinion of this Court on the merits of the case.
8. Pending miscellaneous application(s), if any, stands disposed of.

(SANJIV BERRY)
JUDGE

30.01.2025
S.Sharma(syr)

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |