



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

CRM-M No.43440 of 2024 (O&M)

Date of decision: 11.02.2025

Gurjinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Deepak Kumar, Advocate for the petitioner.

Ms. Manjot Kaur, AAG, Punjab for respondent No.1.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (*for short* 'Cr.P.C.') for grant of bail pending trial to the petitioner in FIR No.0047 dated 02.05.2023 (P-1), under Sections 458, 379-B(2), 323 read with Section 34 of the Indian Penal Code, 1860 (*for short* 'IPC') [Sections 397, 324, 326, 342, 411 & 120-B, IPC added later on], registered at Police Station Phase 11, District SAS Nagar Mohali.

(2) Above FIR was registered on the basis of statement made by *de facto* complainant/respondent No.2-Radha Rani with the allegations that

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petitioner along with other co-accused hatched a criminal conspiracy; snatched the gold chain & earrings of the complainant by entering into her house; tried to take away the gold rings; but due to hue and cry made by complainant, accused decamped after inflicting injuries.

(3) Contends that matter has been amicably settled between the parties i.e. petitioner/accused and *de facto* complainant/respondent No.2-Radha Rani at their own level. Also contends that co-accused, namely, Gurmeet Kaur, Harpreet Kaur, Baljit Kaur, Roshan Singh and Gagandeep Singh, with similar allegations, have already been granted the concession of bail pending trial. Specifically contends that even quashing petition (CRM-M-33767-2024) has already been filed on the basis of compromise and the same is pending for 20.02.2025.

(4) Learned State Counsel, on instructions, is not able to dispute the above factual position; however, she submits that petitioner is involved in 17 other cases.

(5) Heard both sides and perused the paper-book.

(6) Petitioner is in custody since 25.01.2024; co-accused with similar allegations have already been granted concession of bail pending trial by this Court and the matter has been amicably settled between the parties at their own level. In such a scenario, no useful purpose would be served by keeping the petitioner in custody any further.

(7) In view of the above, present petition is allowed. Petitioner be admitted to bail pending trial on his furnishing bail bonds and surety bonds to

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the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(8) Petitioner shall fully co-operate with the learned trial Court without seeking any unnecessary adjournments.

(9) The above observations may not be construed as an expression of opinion on the merits of the case.

(10) It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

11th February, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No