



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

CRM-M-52439-2025
Date of decision: 09.12.2025

AMRITPAL SINGH @ BABLU

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Manuj Nagrath, Advocate
for the petitioner.

Mr. Surinderjit Singh Nahar, AAG, Punjab.

SUBHAS MEHLA, J. (ORAL)

1. By way of the present petition, the petitioner is seeking regular bail in case FIR No.137 dated 22.12.2023 registered under Sections 379-B and 201 of Indian Penal Code, 1860 (for short 'IPC') at Police Station Shimlapuri, District Ludhiana.

2. Learned counsel for the petitioner contended that the petitioner has been involved in the present case on the basis of information given by the persons gathered at the spot; after the arrest of the petitioner, no recovery has been effected from him i.e. neither the phone nor purse of the complainant were recovered; no test identification parade was conducted after the arrest of the petitioner; the petitioner is in custody since 14.02.2025 i.e. for the last 09 months and 24 days; the case has been adjourned nearly five times for deposition of the complainant; the complainant has also tendered an affidavit



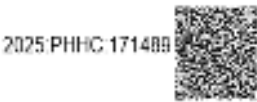
before the Duty Magistrate, stating therein that the petitioner is not involved in the commission of offence. As such, the petitioner deserves to be granted bail.

3. Learned State counsel has produced the custody certificate of the petitioner, which is taken on record. Learned State counsel submitted that the petitioner snatched the mobile phone and purse of the complainant and also dragged her for a long distance. As a result, the complainant received 12 injuries as per the Medico-Legal Report (MLR) and she is yet to be examined in this case. As such, learned State counsel prayed for dismissal of the present petition.

4. Heard.

5. Keeping in view the facts and circumstances of the present case and the fact that learned counsel has placed on record the *zimni* orders showing therein that the complainant is not appearing before the trial Court for her deposition even after availing several opportunities; as per the material available on record, after the arrest of the petitioner nothing was recovered from him; the petitioner is in custody since 14.02.2025 i.e. for the last 09 months and 24 days as per the custody certificate; trial will take sufficient time to conclude and no fruitful purpose would be served by keeping the petitioner in custody for any further period, as concession of bail cannot be denied just as a measure of punishment as culpability of accused is to be decided after appreciating evidence adduced by both parties and it is a trite principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioner.

6. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on



regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

7. Nothing observed hereinabove shall be construed to be expression of an opinion by this Court on merits of the case. The learned Court below is directed to proceed with the matter on its own merits, lest it may prejudice the trial.

December 09, 2025
manisha

(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No