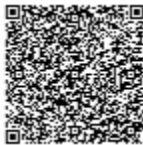


2025:PHHC:089168



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

229+232+236

- (1).

Tirath Singh

Versus

State of Punjab

and

CRM-M-62487-2024

Date of Decision: 21.07.2025

...Petitioner

...Respondent
- (2).

Reshav alias Vishal alias Shaly

Versus

State of Punjab

and

CRM-M-301-2025

...Petitioner

...Respondent
- (3).

Prince Singh

Versus

State of Punjab

CRM-M-4435-2025

...Petitioner

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ashish Soi, Advocate
for the petitioner(s) in CRM-M-62487-2024 and
CRM-M-4435-2025.

Mr. Narinder Singh Dadwal, Advocate
for the petitioner in CRM-M-301-2025.

Mr. Munish Raj Chaudhary, Advocate
for the complainant.

Ms. Simran Gorla, AAG, Punjab.

RAJESH BHARDWAJ, J. (ORAL)

1. By way of this common order, I intend to dispose of abovesaid
three petitions as they have arisen out of the same FIR.

2. Petitioner(s) has approached this Court by way of present petition praying for granting regular bail in case FIR No.49 dated 01.05.2024 under Sections 379-B(2)/323/148/149 of IPC, 1860, registered at Police Station Sarabha Nagar, Ludhiana.

3. Succinctly, facts of the case are that FIR was registered on the statement of the complainant namely Jagjit Singh. It was alleged that he drives private vehicle on part time basis and also does work of dropping people on his motorcycle make Hero Splender Mark color black PB91T 3461. On 20.04.2024, a ride was booked by the name of Softi Malhotra. He went to pick up the passenger and found one more person standing with Softi Malhotra. On asking, he took her as a pillion rider on his motorcycle. However, on reaching the destination when he asked for the payment, she created a dispute and called some boys. Then 8-9 boys came there on Aactiva and motorcycle and they started beating him. They snatched his mobile phone, cash and one silver chain and took away his motorcycle. A request was made to take legal action against the accused. On registration of the FIR, investigation commenced. During investigation, the complicity of the petitioners was found and thus, they were arrested on 06.06.2024 and 07.06.2024. They approached the Court of learned Sessions Judge, Ludhiana, praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail application(s) filed by the petitioner(s) vide orders dated 24.10.2024, 09.07.2024 and 31.07.2024, respectively. Hence, the petitioner(s) have approached this Court praying for grant of bail by way of filing the present petition(s).

4. It has been contended by learned counsel(s) for the petitioner(s) that the petitioner(s) has been falsely and frivolously roped in the present case. It is submitted that the ride was booked in the name of the co-accused Softi

Malhotra, who has already been granted anticipatory bail by the trial Court. They submit that petitioners are behind bars since the date of their arrest i.e. 06.06.2024 and 07.06.2024, however, there is no material progress in the trial. Investigation is complete and challan has already been presented. They further submit that petitioners have no criminal antecedents and the alleged injury has only been attributed to Tirath Singh (petitioner in CRM-M-62487-2024), however, the same was found to be simple in nature. Thus, it is submitted that in view of the facts and circumstances of the case, the petitioner(s) deserves to be granted bail.

5. Per contra, learned State counsel has opposed the submissions made by counsel(s) for the petitioner(s). She submits that the petitioners in conspiracy with each other had not only given beating to the complainant but they have also snatched his motorcycle, smart phone and cash. She further submits that only challan has been presented so far. On instructions, she submits that the petitioners have no criminal antecedents. She has placed on record the custody certificate(s) of the petitioner(s). The custody certificate(s) would reflect that the petitioner(s) has suffered incarceration of about 01 year, 01 month and 12 days (Tirath Singh in CRM-M-62487-2024, Prince Singh in CRM-M-4435-2025); 01 year, 01 month and 01 day (Reshav alias Vishal alias Shaly in CRM-M-301-2025), respectively.

6. After hearing counsel for the parties and perusing the record, it is deciphered that the petitioners are behind bars since 06.06.2024 and 07.06.2024 in the present case. Co-accused Softi Malhotra, on whose name the ride was booked, has already been granted concession of anticipatory bail by the Court below. Investigation is complete. Custody certificate would show that the petitioners have suffered incarceration of about 01 year and 01 month. They are not implicated in any other case.

7. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. This Court would refrain itself from commenting anything on the merits of the case. The trial of the case will take sufficient long time. Thus, keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel(s) for the petitioner(s) succeeds in making out a case for grant of regular bail to the petitioner(s).
8. Accordingly, the present petition(s) is allowed and the petitioner(s) is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.
9. Nothing said herein shall be treated as an expression of opinion on the merits of the case.
10. A photocopy of this order be placed on the files of other connected cases.

21.07.2025
Parveen kumar

(RAJESH BHARDWAJ)
JUDGE

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