

CRM-M-44370-2024

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

**CRM-M-44370-2024
Date of Decision:09.01.2025**

PRABHJOT MEHRA

....Petitioner

VERSUS

STATE OF PUNJAB

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sahil Vashishat, Advocate
 for the petitioner.

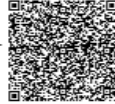
 Mr. Inderjeet Singh Ladher, DAG, Punjab.

KARAMJIT SINGH, J.

Prayer in the present petition under Section 483 of BNSS, 2023 is for grant of regular bail to the petitioner in case having FIR No.11 dated 26.01.2024 registered for the offences punishable under Sections 379-B, 201, 34 of IPC at Police Station Haibowal, District Ludhiana.

2. The allegations in nutshell are that on 24.01.2024 at about 4:30 P.M., three unknown persons riding on a motorcycle snatched one bag containing cash worth Rs.48,000/- from complainant Ram Kirpal. During investigation, the present petitioner was nominated as accused.

3. Counsel appearing on behalf of petitioner *inter alia* submits that petitioner is falsely nominated as accused in the present case and is



incarcerated for the last more than 9 months and further during trial the complainant while appearing as PW-1 failed to support the case of prosecution. It is further submitted that it will take time for the trial to conclude and in the given circumstance, no purpose is going to be served by keeping the petitioner in custody for any longer period.

4. On the other hand, the State counsel while supporting the version recorded in the FIR submits that during investigation, the petitioner and other accused person were arrested in this case and they suffered separate disclosure statements with regard to their involvement in the present case. However, the State counsel has not disputed the fact that no incriminating article was recovered from possession of the present petitioner during investigation and that the petitioner is in custody for the last more than 9 months and that the trial is going on.

5. As per the report submitted by the trial Court, complainant Ram Kirpal is examined on 18.12.2024 and copy of his deposition is also attached along with the said report.

6. I have considered the submissions made by the counsel for the parties.

7. Admittedly, the FIR in this case was registered against unknown persons and the petitioner is behind bars for the last more than 9 months and the complainant while appearing in the witness box as PW-1 failed to identify the accused persons. It being so, no purpose is going to be served by keeping the petitioner in custody for any longer period.

8. In view of the above, without commenting on the merits of

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the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

09.01.2025

Priyanka Thakur

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No