

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

Crl.Misc.No.M-12756 of 2015

Date of Decision : 14.7.2015

Monu @ Mannu

....Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Ashwani Gaur, Advocate
for the petitioner.

Mr.Kuldeep Tiwari, Addl.A.G., Haryana with
Mr. Himmat Singh, AAG, Haryana.

.....

MAHESH GROVER, J.

This is a petition under Section 439 Cr.P.C. praying for release of the petitioner on bail in terms thereof in a case registered vide FIR No.30 dated 20.1.2015 under Section 394 IPC (Section 411 IPC added during investigation), at Police Station Murthal, Distt. Sonapat.

The petitioner is facing allegations of waylaying a person and robbing him of his valuables.

Learned counsel for the petitioner contends that it is his co-accused who was arrested and at whose behalf his name has surfaced. He thus contends that this may not be a sustainable ground for conviction and it is seeped in suspicion. Besides, he is in custody since 30.1.2015 and the trial is to be conducted by the Magistrate where 16 witnesses have been cited and none has been examined.

The fact of incarceration and number of witnesses cited is not disputed by the learned counsel for the respondent but he points to the serious level of allegations against the petitioner.

On due consideration of the matter and noticing the fact that the petitioner is in custody since 30.1.2015 and the trial is likely to take some time, without commenting on the merits of the case it is directed that the petitioner be released on bail to the satisfaction of Trial Court/Duty Magistrate, Sonapat.

Petition stands allowed.

14.7.2015

(MAHESH GROVER)
JUDGE

dss