

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

CRM No.M-41175 of 2015

Date of decision: 10.12.2015

Raj Kumar @ Bittu and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vishal Malik, Advocate for the petitioners.

Mr. Yashwinder Singh, DAG, Haryana
assisted by SI Gulab Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioners have sought regular bail in case FIR No.364, dated 13.10.2015, registered under Section 379A IPC, at Police Station Madhuban, District Karnal.

It is contended that the petitioners are young boys and have been falsely implicated in the instant case. The challan has already been presented. They are in custody since 14.10.2015.

On the other hand, the learned State counsel opposes the prayer of bail and states that there are specific allegations against the petitioners with regard to snatching of mobile phone and wallet from the complainant. The challan stands presented.

I have heard learned counsel for the parties and perused the record.

Considering the age of the petitioners and the fact that they are not involved in any other FIR; the petitioners are in custody since 14.10.2015; the challan has already been presented, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future. In the aforementioned circumstances, the Court feels that further incarceration of the petitioners are not required, without adverting to the merits of the instant case, this petition is allowed. The petitioners be admitted to bail during the pendency of the trial, on their furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

10.12.2015

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(JITENDRA CHAUHAN)
JUDGE