

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
2015.02.19 13:58
I attest to the accuracy and
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CRM No. M-4689 of 2015 (O/M)
Date of decision : 18.2.2015

Sube Singh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Naresh Singh Shekhawat, Advocate,
for the petitioner.
Mr. Satish Saini, Deputy A.G., Haryana.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

As per the prosecution case, 3/4 young boys committed a robbery at pistol point and took away the goods belonging to complainant Nathu Singh. The complainant registered FIR No. 532 dated 24.9.2014 under Sections 392, 397, 411, 412, 34 IPC and under Section 25 of the Arms Act, 1959 at Police Station Hodal. Later on, some of the accused were arrested. The present petitioner was also arrested alongwith co-accused and booked under Sections 399 and 402 IPC and under Section 25 of the Arms Act, 1959 in FIR No. 594 dated 3.11.2014, registered at Police Station Hodal, District Palwal.

Learned State counsel states that the challan has been presented and that as per the police investigation, the stolen goods were recovered from the present petitioner and also that as per the

investigation, the present petitioner was not a member of the gang, which committed the robbery. The petitioner is stated to be in custody since 4.11.2014.

Since the disposal of challan will take time, therefore, there is no ground for further detention of the present petitioner. Hence, the present petitioner is ordered to be released on bail on his furnishing personal bonds in the sum of Rs. 1,00,000/- with one surety in the like amount to the satisfaction of learned Illaqa Magistrate concerned, subject to the following conditions :-

- (i) that the petitioner will not directly or indirectly contact any witness acquainted with the facts of the case ;
- (ii) that the petitioner will not give any inducement, threat and promise to any witness ;
- (iii) that the petitioner will not commit any crime of similar nature and in case it is found that the petitioner has committed any crime of similar nature, then the trial Court is competent to cancel this bail order and cancel the bail ;
- (iv) that the petitioner will not leave the country without prior permission of Court and will surrender his passport before the trial Court. The same will be returned to the petitioner on conclusion of the trial. In case, there is no passport issued to the petitioner, he shall file his affidavit to this effect.

The present petition is accordingly allowed.

(KULDIP SINGH)
JUDGE

18.2.2015
sjks