

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-8919 of 2015 (O&M)
Date of Decision: 26.03.2015.

Satish Kumar

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Surender Saini, Advocate for the petitioner.

Mr. M.S. Sidhu, Addl. A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case F.I.R. No. 34 dated 22.1.2014 under sections 395/397 I.P.C and sections 25, 54, 59 of Arms Act, registered at Police Station, Kharkhoda, District Sonapat.

Learned counsel for the parties have been heard.

Process of law was set in motion on the complaint of Bijender, who stated that he was running a grocery shop and on 20.1.2014 at about 8 P.M he was assaulted by three boys and out of which one had taken out a revolver and hit him on the head and the accomplice had taken away Rs.15,000/-, a purse and three mobile phones from the cash box. Complainant further alleged that the three boys, thereafter, fled away on a Splendor motorcycle.

The F.I.R was lodged against three unknown persons. The present petitioner has been implicated on the disclosure statement of one co-accused Anil from whom a mobile phone without battery had been recovered. Similar recovery is stated to have been effected even from the

present petitioner. It has gone uncontroverted that co-accused Anil on whose disclosure statement the present petitioner has been implicated, has already been granted the benefit of regular bail.

The petitioner has been in custody since 24.2.2014.

Learned State counsel upon instructions from ASI Shamsheer Singh would apprise the Court that the trial is still at the initial stage inasmuch as out of 17 prosecution witnesses cited only 4 have been examined till date.

Without making any observations on merits and keeping in view the length of incarceration already suffered by the petitioner, prayer is allowed.

Petitioner be enlarged on bail subject to satisfaction of C.J.M., Sonapat.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

March 26, 2015

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