

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-930 of 2015

Date of Decision : 29.05.2015

Bhupinder Singh @ Banni and anotherPetitioners

Versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Rohan Sharma, Advocate
for Mr. Vikram Singh, Advocate
for the petitioners.

Ms. Dimple Jain, AAG, Haryana.

R.P. Nagrath, J. (Oral)

Petitioner seeks bail under Section 439 Cr.P.C. in FIR No. 377 dated 20.09.2014 for offences under Sections 392 and 34 of Indian Penal Code (IPC), registered at Police Station Nissing, District Karnal.

The incident took place on 19.9.2014 when the complainant was allegedly robbed of his motor-bike No. HR-54-B-7536 make CD Deluxe. As per prosecution case, recovery of the motor-bike was made from petitioner no. 2 on the next day. The complainant has since been examined in deference to the observations made on 08.05.2015.

It is not disputed that the complainant in cross-examination has made categorical statement refusing to identify petitioner no. 2, though he has made specific statement against the petitioners in the chief-examination.

The petitioners are in custody since 21.09.2014 and it will take time in conclusion of the trial.

In view of the above and without commenting on the merits of the case, the instant petition is allowed and petitioners be admitted to bail on furnishing bail bonds to the satisfaction of the trial Court.

May 29, 2015
jk

(R.P. NAGRATH)
JUDGE