

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

CRM No.M-10202 of 2016 (O&M)

Date of decision:16.05.2016

Yogesh @ Banti

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr. R.D. Yadav, Advocate for the petitioner.
Mr. Anmol Malik, AAG, Haryana.

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TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.665 dated 11.07.2015, under Sections 392/120-B/412/201 IPC, registered at Police Station Jhajjar, District Jhajjar and charges have been framed under Sections 395/412/201/34 IPC.

Briefly noticed, petitioner was implicated in the present case on the allegation that a recovery of 10 tyres and 10 rims of a stolen truck has been effected from him.

During the course of arguments, it has gone uncontroverted that the complainant Hari Singh @ Chhote i.e. Driver of the truck and the Conductor, namely, Gyanender have been examined before the trial Court as PW1 and PW2, respectively and they have not supported the prosecution version.

Petitioner has faced incarceration since 25.11.2015.

Without making any observations on merits, prayer made in the present petition is accepted.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Jhajjar.

Disposed of.

16.05.2016

**(TEJINDER SINGH DHINDSA)
JUDGE**

harjeet