

CRM-M-11011-2016  
Date of Decision : 05.04.2016

Rajesh @ Raju

.....Petitioner

versus

State of Haryana

....Respondent

**CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI****Present:** Mr. Rajesh Lamba, Advocate  
for the petitioner.

Mr. G.S. Salwara, DAG, Haryana.

**M.M.S. BEDI, JUDGE (ORAL)**

The petitioner seeks concession of regular bail in a case registered at the instance of Lalit Garg alleging that on 30.10.2015, some unknown persons had committed theft in his house and taken away gold ornaments from his house along with TV and Wi-Fi instruments. The petitioner has been involved in the case while he was already in custody, in another case, FIR No. 436 dated 18.11.2015 under Sections 380, 457 IPC, Police Station, Sector 40, Gurgaon, wherein, he suffered a disclosure statement regarding his involvement in theft dated 30.10.2015, in the present FIR.

Without expression of any opinion regarding involvement of the petitioner in the other case, in which he is stated to be in custody, the petitioner, at least, can be granted the concession of bail in the present case, on account of apparent controversy regarding his identity and involvement.

The petition is allowed. The petitioner is ordered to be released on bail in case FIR No. 1307 dated 30.10.2015 under Section 454, 380 IPC registered at Police Station Gurgaon Sadar, District Gurgaon, on his furnishing bail bonds/surety bonds to the satisfaction of the Illaqa Magistrate/Duty Magistrate.

**(M.M.S. BEDI)**  
**JUDGE****05.04.2016***Neha*