

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

CRM No.M-18573 of 2016 (O&M)

Date of Decision: 31.05.2016

Bhura @ Jai Kishan

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. B.S. Tewatia, Advocate for the petitioner.

Mr. A.S. Chaudhary, Additional Advocate General, Haryana.

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TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.6 dated 05.01.2016, under Sections 379-B/341/34 IPC, registered at Police Station Hathin, District Palwal.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Dharam Singh. Allegations in a nutshell are that while the complainant was proceeding on a tractor on 05.01.2016, then he was accosted by four boys, who came on a motorcycle. *Danda* blows were inflicted and it is alleged that a sum of Rs.12,000/- was snatched and taken away from his pocket.

Petitioner was arrested on 12.01.2016.

Investigation in the case is complete and the challan has been presented on 15.02.2016. Thereafter, even charges have been framed.

Trial is stated to be at the very initial stage and would take time to conclude.

It is the contention raised on behalf of the petitioner that even as per version of the complainant, name of the petitioner has figured only on the basis of suspicion as complainant stated that upon making inquiries from

persons in village Mindkola, he found out that the present petitioner is a vagabond kind of person.

Even though, learned State counsel would submit that a motorcycle has been recovered from the present petitioner, yet it may be taken note of that as per version of the complainant which led to registration of the FIR, no registration number had been furnished.

Without making any observations on merits and keeping in view the length of incarceration suffered by the petitioner, he is held entitled to the benefit of bail.

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

Disposed of.

31.05.2016

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE