

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

1. CRM-M No.22531 of 2016

Ajruddin

... Petitioner

Versus

State of Haryana

... Respondent

2. CRM-M No.23854 of 2016

Mosam

... Petitioner

Versus

State of Haryana

... Respondent

Date of decision: 7th September, 2016

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sarfraj Hussain, Advocate and
Mr. Surinder Dagar, Advocate for the petitioners.
Mr. Munish Sharma, Asstt. Advocate General, Haryana
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

This order shall dispose off two regular bail petitions one of
Ajruddin and the other of Mosam both filed under Section 439 Cr.P.C.
arising out of the same very FIR and on account of affinity of facts and
law points are being taken up together.

The allegations against the petitioners in this case are that on
21.01.2016 they along with their co-accused/non-applicants came on a

Maruti Swift car and stopped the tractor-trolley being driven by Virender driver of the complainant and took the same away.

Contentions of learned counsel for the petitioners that nothing has been recovered from the petitioners Ajruddin and Mosam and that they are in custody since 11.05.2016 and 04.02.2016 respectively could not be factually controverted on behalf of the State.

Keeping in view that apparently what meets the eye that there is some sort of history of business rivalry between the parties and the inordinate delay of 7 days in registering the FIR and the question of identity of the accused being a debatable issue and that investigation as also the trial will take a long time to conclude, impels this Court to allow the petitions. Accordingly, both the petitioners are ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Mewat.

The present petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

September 7, 2016

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No