

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

CRL. MISC. No.M-26519 OF 2016
DATE OF DECISION : 9th AUGUST, 2016

Sudhir @ Pappu

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Ajay Ghangas, Advocate for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

* * * *

A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.205 dated 02.07.2016 registered under Sections 148, 149, 323, 325, 365, 379-B and 506 IPC (Section 379-B IPC was deleted later on by the Police) at Police Station Sadar Panipat, District Panipat.

Heard learned counsel for the rival parties and perused the FIR.

The petitioner was arrested in this FIR on 03.07.2016 and since then he is in jail.

Learned counsel for the petitioner submits that the other co-accused have been released on regular bail. Since the co-accused has been released on bail the petitioner is also entitled to the concession of bail.

Learned State counsel has vehemently opposed the prayer of the petitioner on the ground that the petitioner was the leader of the group

which kidnapped the victim and then assaulted by means of dangerous weapons.

Having regard to the fact that the petitioner is in jail for over a period of one month and the allegation about snatching of ₹46,000/- and a gold chain having not found to be correct by the investigating machinery, as contended by learned State counsel, I intend to grant bail to the petitioner. In that view of the matter, I make the following order:

ORDER

- (i) The petition is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned Trial Court/Duty Magistrate, Panipat.
- (iii) The petitioner shall not tamper or influence the prosecution witnesses.
- (iv) In case of violation of the above condition the liberty is reserved to apply for cancellation of bail.

9th AUGUST, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE