

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

(210)

CRM-M-28102-2016

Decided on: September 29, 2016.

Monu Kunal @ Kunal

.... Petitioner

Versus

State of Haryana

..... Respondent

(2)

CRM-M-28196-2016

Decided on: September 29, 2016.

Neeraj Kumar

.... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Sanjeev K. Panwar, Advocate,
for the petitioner in both the cases.

Mr. Gurdas Singh Salwara, DAG, Haryana.

M.M.S. BEDI, J (ORAL)

This order will dispose of two applications for grant of regular bail, one (CRM-M-28102-2016) filed by Monu Kunal @ Kunal and the other (CRM-M-28196-2016) filed by Neeraj Kumar.

The said FIR was registered at the instance of Surender Singh alleging that on 17.03.2016, the complainant had loaded his truck with mobiles phones worth Rs.3 crores from Kanpur, driven by Ram Nayan and

Neeraj Kumar. The said truck was intercepted by four occupants of a Santro car who had pulled down the driver and cleaner of the truck by showing deadly weapons. The truck was taken away after tying the hands and legs of the driver and cleaner.

Learned counsel for the petitioners has submitted that the complainant, driver and cleaner, the most material witnesses of the prosecution have been examined and that the petitioners have been in custody w.e.f. 18.03.2016 as such they can be granted the concession of bail.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the police file.

The present case has been registered in Faridabad whereas the petitioners were arrested in the present case while in custody in other case registered at Hardoi in Uttar Pradesh.

I have considered the contentions of learned counsel for the petitioners.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated but I am of the opinion that since the petitioners were arrested along with the truck loaded with mobile phones at a different place i.e. Hardoi, in view of the seriousness of the allegations, no ground is made out to grant concession of bail to the petitioners.

However, taking into consideration the period of detention suffered by the petitioners and 11 prosecution witnesses out of 15 remaining

to be examined, I dispose of both the petitions at this stage with a direction that the trial Court shall make earnest endeavour to conclude the trial within a period of three months after the next date of hearing. In case, the trial is not concluded within said period, the trial Court shall release the petitioners on bail on their furnishing bail bonds/surety bonds to its satisfaction.

(M.M.S. BEDI)
JUDGE

September 29, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No