

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

246

CRM-M-34118 of 2016 (O&M)

Date of decision: 29.09.2016

Nonish Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Inderjeet Singh, Advocate for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.497 dated 08.08.2016, registered under Section 379-B of the Indian Penal Code, at Police Station Jagadhri City, District Yamuna Nagar.

The learned counsel for the petitioner contends that the petitioner is a young man of 22 years. He was arrested in pursuance to the secret information on 11.08.2016 i.e. after three days of registration of the FIR dated 08.08.2016. Allegedly, Rs.3200/- and one Nokia phone were snatched by the petitioner. During investigation, no recovery of looted articles has been effected from the petitioner.

The phone allegedly looted was recovered from the co-accused. The

petitioner is not involved in any other FIR. The petitioner is in custody since 11.08.2016.

The learned State counsel has vehemently opposed the present bail application.

Heard.

Considering the fact that the petitioner is not involved in any other FIR, no recovery has been effected from the petitioner, the FIR was registered on the basis of secret information, so without commenting on the merits of the case, the instant petition is allowed. The petitioner be admitted to bail, on his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

29.09.2016
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No