

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

(218)

CRM-M-36593-2015

Decided on: January 05, 2016.

Satyawan

.... Petitioner

Versus

State of Haryana

..... Respondent

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

Present: Mr. N.K. Malhotra, Advocate, for the petitioner.

Mr. C.S. Bakshi, Addl. A.G., Haryana.

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

Petitioner seeks concession of regular bail in a case registered at the instance of Subhash Chander alleging that on 23.06.2012 his driver Manoj had informed him on his mobile phone that he had gone with his vehicle on 22.06.2012 with Meenu to Gurgaon. Suresh and Naveen had gone to Gurgaon in said vehicle. The said vehicle was snatched by causing obstructions on the way with stones. Suspecting Manoj to have stolen his vehicle in connivance with Suresh, Meenu and Naveen, complainant Subhash Chander lodged the FIR. So far as petitioner is concerned, he has been in custody w.e.f. 07.12.2012. The petitioner was associated with the case on the basis of disclosure statement of co-accused Deepak and Kapil.

Application for bail has been opposed inter alia on the ground that the petitioner is involved in many other cases.

I have heard learned counsel for the petitioner as well as learned State counsel.

The petitioner has been involved in the case on the basis of statement of co-accused, the evidentiary value of which statement is on weaker footing. Challan was presented long time back. At present, the petitioner is on bail in another case and stands convicted in a case of robbery. In the present case, recoveries having been effected; the petitioner being in custody w.e.f. 07.12.2012; there being no eye witness; the case being based on circumstantial evidence against the petitioner, he can be granted the concession of bail.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that he will not commit similar offence of which he is accused of during pendency of the trial.

(M.M.S. BEDI)
JUDGE

January 05, 2016
harsha