

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

CRM-M-37857 of 2016
Date of Decision:23.11.2016

RAJESH GURJAR

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

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

Mr. Karan Sharma, Asst. A.G., Haryana.

SNEH PRASHAR, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No. 163 dated 26.09.2015, under Section 392 of the Indian Penal Code registered at Police Station, Ateli, District Mahendergarh.

Heard the submissions made by Mr. Navmohit Singh, Advocate representing the petitioner and Mr. Karan Sharma, Assistant Advocate General, Haryana representing the State.

It is submitted by learned counsel for the petitioner that after the petitioner was charge sheeted, the statement of complainant-Amit Kumar was recorded before learned Sessions Judge, Narnaul. In his statement, neither the complainant stated about presence of the petitioner at the time of occurrence nor he identified him as one of the robbers. Learned counsel has produced the photocopy of statement of complainant, which is taken on record.

Learned State counsel has filed affidavit of Sanjay Singh, Superintendent, District Prison Narnaul giving the details of the

custody of the petitioner. The same is taken on record.

The petitioner is in custody since 15.9.2016. As per the custody certificate, he is not involved in any other case.

Considering the aforesaid facts and circumstances and the fact that the trial is still likely to take some time to complete and there appears no plausible ground to detain the petitioner further in custody, he is admitted to regular bail during pendency of the trial, subject to his furnishing bail/surety bonds, to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Narnaul.

Petition stands allowed accordingly.

(SNEH PRASHAR)

November 23, 2016
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JUDGE

Whether Speaking/Reasoned?

Yes

Whether Reportable?

No