

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No.M-38843 of 2016
Date of Decision: 10.11.2016

Sunil

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Vikrant Hooda, Advocate
for the petitioner.

Mr. Vishal Garg, Addl.A.G., Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.208 dated 5.5.2016 under Sections 379-B, 216, 411 IPC and Section 25 Arms Act registered at Police Station Sadar Bahadurgarh during the pendency of trial.

Learned counsel for the petitioner contends that the petitioner is a juvenile and allegation against him is that at the time when the vehicle in question was recovered, he was traveling in the car along with co-accused namely Rohit and Bablu. He further states that at the time when the vehicle was snatched, the petitioner was not present at the scene of

occurrence. He further submitted that the petitioner is in custody since 30.5.2016

Learned State counsel, on instructions from ASI Ashok Kumar, submits that at the time when the vehicle was recovered, the petitioner was found sitting in the same and therefore, his involvement in the case cannot be ruled out.

I have heard learned counsel for the parties.

Admittedly, the petitioner is 18 years of age. Learned State counsel has not been able to controvert the fact that at the time when the vehicle in question was snatched, the petitioner was not present and it is only at the time when the said vehicle was recovered, the petitioner was found sitting therein. Therefore, considering the fact that trial in the case will be take sufficiently long, as only challan has yet been presented and the petitioner is in custody since 30.5.2016, I deem it appropriate to release the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to furnishing of his bail bonds/surety bonds to the satisfaction of the trial Court.

It is made clear that observations made hereinabove shall not be construed as any expression on the merits of the case.

November 10, 2016
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No