

Sr. No. 231

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

**CRM No. M-4036 of 2016 (O&M)
Date of Decision: 11.02.2016**

Nishar @ Nisar

...Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Sarfraj Hussain, Advocate,
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

TEJINDER SINGH DHINDSA. J (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No. 540 dated 04.07.2015, under Sections 365, 342, 384, 420, 120-B of IPC and Sections 25/54/59 of Arms Act, registered at Police Station Camp Palwal, District Palwal.

Counsel for the parties have been heard.

FIR was registered on the complaint of Veeju. Allegations are that complainant had proceeded to Palam Airport, Delhi in a Swift Dezire Car from where he had picked up Michel and Simmon. Thereafter while proceeding towards Palwal, a Bolero vehicle had intercepted them and on the threat of pistol complainant Veeju was permitted to go but Michel and Simmon were confined wrongfully by the occupants of the Bolero vehicle. Four phones, ATM Card, a purse and a sum of Rs.33,500/- was taken from them. Thereafter,

the ATM card was also stated to have been used to withdraw a sum of Rs. 1 lac approximately.

Petitioner was not named in the FIR. He sought to be implicated on the basis that Bolero vehicle is in the ownership of the father of the petitioner.

Petitioner was arrested on 07.07.2015. The other co-accused have absconded and have not joined the process of law. Insofar as the present petitioner is concerned, investigation has been completed and even challan stands presented.

Without making any observations on merit, petitioner is held entitled to the benefit of bail. Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Palwal.

Disposed of.

11.02.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**