

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

CRM-M No. 41091 of 2016

Date of decision : December 19, 2016

Bona alias Pyare Lal,

..... Petitioner

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Gaurav Singla, Advocate
for the petitioner.

Mr. Satish Saini, DAG Haryana

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.352, dated 4.6.2016, registered under Sections 365, 394, 34 of the IPC, at Police Station Sadar Palwal, District Palwal.

As per allegations, the complainant was driving his canter when two persons on a motor cycle came and parked the motor cycle in front of the canter and made it to stop and then on a gun point, one person took the canter and ran away, while the other person told the complainant to sit along him on the motor cycle. Under the fear of those persons, the complainant kept quiet but after a while he saw some police

persons and after im-balancing the motor cycle made it to fall whereupon the person who was driving the motor cycle escaped.

Counsel for the petitioner has argued that the petitioner has been in custody since 4.6.2016 and there is no explanation as to how he was identified.

Learned DAG Haryana, on instructions from SI Jagphool Singh, states that the complainant had got an idea from the petitioner and his accomplice because they were talking to each other and immediately on search being conducted, the Canter was recovered from the possession of the co-accused who also disclosed that it was the petitioner who was his accomplice.

In view of these facts, and without commenting upon the merits of the case, as well as keeping in view the period of custody already suffered by the petitioner, I do not deem it appropriate to deny the concession of regular bail to the petitioner.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands disposed of.

December 19, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No