

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

CRM-M No.7894 of 2016 (O&M)

Date of Decision: 29.03.2016

Neeraj and another

..... Petitioners

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Chander Shekhar Singhal, Advocate for the petitioners.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by A.S.I. Janak Singh.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail under Section 438 Cr.P.C. on behalf of two petitioners/accused, namely, Neeraj (petitioner No.1) and Lalit Kumar (petitioner No. 2) in case FIR No.195 dated 22.07.2015, for the offences punishable under Sections 392, 34 of the Indian Penal Code, registered at Police Station Nangal Chaudhary, District Mahendergarh (**Annexure P-1**).

On 22.07.2015 at 4.00 a.m., the truck of the complainant was waylaid by five unknown persons and the driver was robbed of Rs. 20,000/-, mobile, Sim Card, and battery etc. The name of two petitioners has surfaced on the disclosure statement of one of the main accused-Sunil, who has stated that in the crime, both the petitioners had actively participated.

Learned Counsel for the petitioners submits that the petitioners and the accused-Sunil belong to same village and the petitioners have been falsely implicated by him in the present case. Both the petitioners are stated to be not involved in any other criminal case.

Learned State Counsel, assisted by ASI Janak Singh, submits that the non-applicants/co-accused Sunil and Yograj were arrested on 20.08.2015 and on their disclosure statements, the complicity of the petitioner in the alleged crime has surfaced. He further submits that since then, both the petitioners have been evading arrest.

After hearing learned Counsel for the parties, it is apparent that keeping in view the nature and gravity of the offence, the custodial interrogation of the petitioners would be required for fair and proper investigation.

Accordingly, the present petition is dismissed.

March 29, 2016

Gagan

(JASWANT SINGH)
JUDGE