

Sr. No.214

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-1055 of 2017 (O&M)

Date of Decision: 14.02.2017

Rakesh

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Aditya Jain, Advocate,
for the petitioner.

Mr. C.S.Bakhshi, Additional Advocate General, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.253 dated 10.10.2016, under Section 379-B of IPC, registered at Police Station Hassanpur, District Palwal, Haryana.

Counsel for the parties have been heard.

Briefly noticed FIR came to be registered on the statement of Mohd. Nizam. Complainant had alleged that while working as a driver on a truck and having unloaded a consignment of cement, 5 boys had intercepted the vehicle and had snatched his wallet from the pocket. Thereafter, the assailants were alleged to have followed the vehicle on a motorcycle and upon a telephone call having been placed on the control room, a police party arrived. Assailants were apprehended and one out of them was the present petitioner, namely, Rakesh.

Petitioner has been in custody since 10.10.2016.

As per prosecution version, recovery effected from the

petitioner is that of motorcycle.

Investigation in the case is complete, challan has been presented and even charges have been framed.

State counsel apprises the Court that out of 14 prosecution witnesses cited, none has been examined till date.

Trial is still at the initial stage. Against the backdrop of offence of snatching of a wallet, length of incarceration already suffered by the petitioner and the trial being at the very initial stage, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Palwal.

Disposed of.

14.02.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No