

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

CRM-M No.11780 of 2017
Date of decision: 19th April, 2017

Sandeep @ Lala

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Ms. Monisha Lamba, Advocate for the petitioner.
Mr. Nishchal Mann, Dy. Advocate General, Haryana.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Sandeep @ Lala in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.153 dated 24.02.2017 registered at Police Station Sarai Khawaja, District Faridabad under Sections 328, 379 IPC, are that on 24.02.2017 he was found to be in possession of a trolley alleged to be owned by complainant Ram Avtar Sharma and he was arrested on the same very day.

Contentions of the learned counsel for the petitioner are that the petitioner is in custody since 24.02.2017 and that none of the offences under Sections 328, 379 IPC are made out against him.

Though bail has been opposed stoutly by learned State counsel, however a debatable issue arises as to the applicability of offences under Sections 328, 379 IPC or sections 411, 414 IPC and the

fact that the trial will take a long time to conclude, impels this Court to allow the prayer made. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Faridabad.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

April 19, 2017
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No