

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

CRM-M No.17691 of 2017

Date of Decision : 03.08.2017

Parveen alias Lara

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Ravinder S. Saroha, Advocate
for the petitioner.

Mr. D.R. Singla, Deputy Advocate General, Haryana
for the respondent-State assisted by
ASI Raj Kumar, Police Station City Bahadurgarh,
District Jhajjar.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.380 dated 30th July, 2016, registered under Sections 120-B, 186, 224, 225, 332, 341, 353, 395, 397 of the Indian Penal Code, (for short, 'the IPC') and Sections 25, 54 and 59 of the Arms Act, 1959 at Police Station City Bahadurgarh, District Jhajjar.

The petitioner was not named in the original FIR which was lodged on 30th July, 2016 against unknown persons, although the allegations disclosed very serious offences of taking away an under-trial prisoner from Police custody after attacking the Police party and snatching their weapons.

It is submitted on behalf of the petitioner that he has been detained in the present case for almost 01 year since 16th August, 2016 and the challan has already been submitted.

Perusal of the Case Diary indicates that the basic incriminating material against the petitioner is his own confessional statement in Police custody, which undoubtedly is inadmissible.

Ld. counsel for the State has been unable to draw attention of this Court to any other evidence collected against the petitioner, but submits that the petitioner is a veteran criminal and is wanted in connection with various other cases.

Be that as it may, there is little justification to detain the petitioner any further in connection with the present case. He may therefore, be released on bail to the satisfaction of the Ld. Area Magistrate with a further condition that he shall report at Bahadurgarh Police Station once every week, during the pendency of the trial.

August 03, 2017
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No