

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

Date of decision: 06.07.2017

CRM-M No.18017 of 2017

Saurabh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Kunal Dawar, Advocate, for the petitioner.

Mr. Surinder Singh, AAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

The petitioner has moved the instant petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.32 dated 12.01.2017 registered under Sections 147/149/379-B IPC, PS City Ballabgarh, District Faridabad.

Learned counsel for the petitioner submits that the co-accused, who was attributed threatening the complainant with a wooden danda has been enlarged on regular bail by this Court on 23.05.2017 in CRM-M No.17624 of 2017 titled 'Sajjal @ Sippy Vs. State of Haryana' by passing the following order:

“Petitioner, who has faced incarceration since 2.2.2017 seeks the benefit of regular bail in case F.I.R. No.32 dated 12.1.2017 under sections 147, 149, 379-B I.P.C, registered at Police Station, City Ballabgarh, District Faridabad.

Learned counsel for the parties have been heard.

FIR came to be registered on the statement of Pardeep son of Devinder Singh. Allegations are that the present petitioner as also other co-accused under the threat of a wooden *danda* had snatched currency notes of Rs.5,000/- from the complainant.

Investigation in the case is complete and the challan has been presented. Charges are yet to be framed.

Case of the prosecution is that the wooden *danda* was recovered from the petitioner.

Petitioner is not stated to be involved in any other criminal proceedings.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Faridabad.

Petition disposed of.”

The difference in the present case is that the petitioner has been in judicial custody since 13.01.2017 even longer than Sajjal.

Mr. Surender Singh, learned Law Officer representing the State, on instructions from ASI Suresh Kumar submits that the petitioner is not involved in any other case.

Keeping in view the facts and circumstances of the case and without making any observations on merits of this case, the present petition is allowed. The petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

06.07.2017
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*