

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRM No.M-2039 of 2017
Date of decision: 13.02.2017

Yudhister

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present:- Mr. Sandeep Yadav, Advocate
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

HARINDER SINGH SIDHU, J. (ORAL)

The present petition has been filed for grant of regular bail to the petitioner in FIR No.531 dated 24.10.2016 under Section 379-A IPC, registered at Police Station Manesar, District Gurgaon, Haryana.

The FIR was lodged on the statement of one Neeraj Kumar Misra, it was alleged that on 23.10.2016 at around 8.30 PM, he was going to his room on his scooty. When he reached at Nainwal road near NBRC, then from the side of the highway, two persons had come on Hero Honda CD Deluxe, snatched his bag and ran towards Nainwal Village. The bag contained laptop, mobile phone, MTS data card, cheque book, Aadhar Card, Pan Card, Driving Licence, gold rings and a gold chain.

Learned counsel for the petitioner states that the petitioner was not named in the FIR. Moreover, along with the bail application of co-accused-Sudhir, the complainant had filed an affidavit stating that the petitioner and co-accused Sudhir were not the assailants who looted his bag. On the basis of the said affidavit, co-accused-Sudhir has been

enlarged on bail but the same benefit has been wrongly denied to the petitioner.

Considering the fact that complainant himself has denied the involvement of the petitioner and that the petitioner has been in custody since 03.11.2016, the present petition is allowed. Petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of the trial Court.

13.02.2017
Dinesh Bansal

(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No