

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-22005 of 2017
Date of Decision: 21.06.2017

Mohit

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Pankaj Bali, Advocate
for the petitioner.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.59 dated 10.02.2017 registered for offences punishable under Sections 147, 149, 341, 384, 386 and 506 of Indian Penal Code (for short, "IPC") at Police Station Urban Estate, Rohtak.

Heard.

Notice of motion.

On asking of the court, Mr. Ashok Muthreja, DAG, Haryana, who is present in the Court accepts notice and submits that intimation by Registry informing of fixation of the petition has already been received and record of the case is available with him.

Learned counsel for the petitioner submits that the main accused, namely, Poonam has already been released on bail vide order dated 30.05.2017 passed in CRM-M-18177 of 2017. The other co-accused, namely, Vikas has also been allowed interim bail vide order dated 13.04.2017 passed in CRM-M-12535 of 2017.

The role of petitioner is that he intervened in the matter and called the complainant to Delhi bye-pass, where he snatched his purse and golden chain of 3 *tollas*.

The petitioner was arrested on 26.03.2017 and is in custody since then.

After investigation, the police is stated to have presented the challan against petitioner.

In view of above but without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Mohit 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, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

June 21, 2017
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No