

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

**CRM No.M-31228 of 2017
Decided on: 30.08.2017**

Navin @ Lara

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Rakesh Dhiman, Advocate
for the petitioner.

Mr. Naveen Kaushik, Addl. A.G., Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of regular bail under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.97 dated 09.02.2017, for offence punishable under Sections 395, 397, 412, 201, 120-B of the Indian Penal Code, 1860 (in short 'IPC') and 25 of the Arms Act, registered in Police Station Civil Lines, District Gurugram.

Counsel for the petitioner submits that the petitioner is not the main accused and he has been arrested in the present case on the disclosure statement of co-accused, who has stated that he had sold the stolen property to the petitioner. The petitioner is in judicial custody since 15.02.2017. It is further submitted that challan has already been presented in the Court, charges have been framed and the prosecution has cited 40 witnesses. It is further submitted that the petitioner is no more required for custodial interrogation and conclusion of the trial will take long time.

Counsel for the State, on instructions from ASI Madan

Kumar, has not disputed the factual assertions but opposed the prayer for bail.

I have heard counsel for the parties, perused the paperbook and the records.

Without commenting anything on merits of the case and considering the fact that the petitioner is already in judicial custody for the last about 06 months and is not involved in any other case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court. However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

30.08.2017
yakub

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