

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

**Criminal Misc. No. M-35735 of 2017
Date of Decision:-28.09.2017**

Sohrab

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Nafees Ahmad Khan, Advocate
for the petitioner.

Mr. Ashok Kumar Chaudhary, Addl. A.G., Haryana.

FATEH DEEP SINGH J.(Oral)

Allegations against the petitioner Sohrab in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.155 dated 20.7.2017, registered at Police Station Nagina, District Nuh, under Sections 379-B, 420, 395 and 397 IPC as well as under Section 25 of the Arms Act, are that he entered into a transaction regarding sale of vehicle with the complainant Himanshu and as a consequence of which the deal was settled for ₹7,00,000/- regarding the sale of vehicle XUV 500 make Mahindra bearing registration No.GJ12CG-3370 and thereafter the same could not materialise to its logical conclusion and it is alleged that petitioner along with other

persons armed with weapons attacked the complainant and snatched Rs.5000/- at gun point, leading to registration of the FIR.

The contentions of petitioner's counsel are that the petitioner is behind the bars since 20.7.2017 and that no offence under Sections 379-B and 397 is made out. He has falsely been implicated in the present case.

The factual scenario could not be displaced by learned State counsel, however, he opposed the grant of bail to the petitioner.

Appreciating the submissions and the fact that it is prima facie business transaction regarding sale of vehicle. Culpability, if any, shall be determined at the time of trial. No useful purpose will be served by keeping the petitioner behind the bars rather it would be travesty of justice, without adverting anything on the merits of the case, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

September 28, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No