

CRM-M-6524-2017

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

CRM-M-6524-2017

Date of Decision: 02.03.2017

Mustafa

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Saleem Ahmed, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.(Oral)

Petitioner-Mustafa has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.567 dated 26.10.2016, registered at Police Station Punhana, District Mewat, under Sections 25 of the Arms Act and 379 IPC and Section 379-B IPC added later on.

Notice of motion has been issued. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

CRM-M-6524-2017

From the record, I find that as per the allegations in FIR, after receiving the SMS and phone call, the complainant alongwith his colleague went to village Punhana and then their client directed them to come to Nasirpuri. As per the allegations, when a boy was taking them to Nasirpur on motor-cycle, then two other boys stopped the motor-cycle and pointed guns at them and took them into the fields where two other boys were sitting. All of them snatched their purse, mobiles, laptop, credit card, ATM card etc., detained them on the gun point and extracted the passwords of their debit cards and credit cards. They withdrew money from their ATM and thereafter returned the credit card and debit card and two mobile phones to them and dropped them on the road.

Learned State counsel stated that ₹1,000/- have been recovered from the co-accused and no recovery has been effected from the present petitioner.

The petitioner has been in custody since 27.10.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be

CRM-M-6524-2017

released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

02.03.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No