

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

218

CRM-M No.17039 of 2018

Date of Decision: April 30th, 2018

Raphal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Karan Sharma, Assistant Advocate General, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this petition is for grant of regular bail under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.107 dated 14.03.2018 registered at Police Station Indri, District Karnal, under Section 379-A of the Indian Penal Code.

It is the contention of learned counsel for the petitioner that the petitioner is 18 years old and a student. As a matter of fact, there was an altercation between the petitioner and the complainant, where the mobile phone of the complainant fell down. Because of the altercation, an FIR was got registered against the petitioner by the complainant. The said mobile was again located and thereafter an affidavit dated 16.03.2018 has been submitted by complainant-Subham Kashyap indicating that there was an altercation and because of that the mobile had fallen, which has now been retraced. He, therefore, contends that the petitioner, who was arrested on 15.03.2018 be granted the benefit of regular bail.

Mr. Dilpreet Singh, Advocate, has put in appearance on behalf of the complainant and the complainant is also present in Court, who has

been identified by ASI Vedpal, Police Station Indri, Karnal,
PUNEET SACHDEVA
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I attest to the authenticity and
accuracy of this document

the Investigating Officer, who also reiterates the contents of his affidavit and owns the same.

Keeping in view the above fact and that the petitioner is in custody since 15.03.2018 and is a young boy of 18 years of age with no criminal record as per the custody certificate which has been filed in Court by the counsel for the State, the present petition is allowed.

Petitioner is directed to be released on bail to the satisfaction of the trial Court/Duty Magistrate, Karnal.

April 30th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No