

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
209**

CRM-M NO.232 OF 2018

DATE OF DECISION: JANUARY 18, 2018

Mohit Kumar

.....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Dr. Deipa Singh, Advocate,
for the petitioner.

Mr. Sharad Kumar Yadav, DAG, Haryana,
for the State.

AUGUSTINE GEORGE MASIH, J. (ORAL)

The petitioner has filed the present petition for grant of regular bail in case FIR No.147, dated 26.08.2017, registered under Sections 124A, 148, 149, 186, 188, 307, 332, 333, 353, 385, 395, 427, 436 IPC (Sections 385 & 333 IPC added lateron) and Sections 3 and 4 of the Prevention of Damages to Public Property Act, 1984, at Police Station Sadar Sirsa, District Sirsa.

It is the contention of learned counsel for the petitioner that the petitioner was arrested on 17.09.2017 and is in custody since then. Challan has been presented and the trial is not likely to conclude soon. She further states that there is no specific allegation against the petitioner and it is asserted that he was one of the members in the mob, which had indulged in

violence and damaged the public property. She, therefore, contends that the petitioner may be granted the concession of regular bail.

Counsel for the respondent, on the other hand, contends that there is a confessional statement of one of co-accused, according to which the petitioner was also involved in the arson and has destroyed the public property. He, however, could not dispute the fact that there is no specific allegation against the petitioner and that he is neither the main person nor a leader of the group.

Keeping in view the fact that challan stands presented; the investigation is over; trial is not likely to conclude soon; especially when there is no specific allegation against the petitioner and that he was not leader of the group, the present petition is allowed. The petitioner is directed to be released on bail on his furnishing personal and surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Sirsa.

January 18, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No