

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

CRM-M-32542-2018

Date of decision:10.10.2018

Sethi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Subhash Chand, Advocate
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana
HC Rajesh Kumar.

GURVINDER SINGH GILL, J. (ORAL)

Learned State counsel has filed reply by way of affidavit of Mr. Ajit Kumar, HPS, Deputy Superintendent of Police, Ambala on behalf of the respondent, which is taken on record.

The petitioner seeks grant of regular bail in a case registered vide FIR No.141 dated 15.06.2018 under Section 379-A of Indian Penal Code, 1860 registered at Police Station Sadar Ambala, District Ambala.

The FIR was lodged at the instance of Jasbir Kaur who has alleged that on the day of occurrence i.e. 15.06.2018 at about 8:30 p.m.

she had gone to Durga Nagar for purchasing vegetables and while she was standing by the road side waiting to cross the road, two boys came there on a motorcycle and one of them snatched the gold chain worn by the complainant. It is alleged that when the complainant raised alarm, both the accused were apprehended at the spot. It is further stated therein that one of the accused while trying to run away, fell down and sustained injuries on his left leg.

Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and that in any case, the petitioner is having serious injuries on his legs including fractures and as such deserves concession of bail.

An additional prayer has also been made for grant of interim bail to the petitioner on the ground that marriage of his sister is to be solemnized on 15.10.2018.

The learned State counsel has today filed a verification wherein it has been confirmed that marriage of the sister of the petitioner is to be solemnized on 15.10.2018. It has also been verified that the petitioner had been referred to Government Medical College and Hospital, Sector 32, Chandigarh on 16.08.2018 for surgical implant on left leg and was operated upon on 21.08.2018 and that he is presently admitted in H-1 Ward of Central Jail, Hospital, Ambala for better treatment and care. Learned State counsel has submitted that since the petitioner was apprehended at the spot and was duly identified, no case for grant of bail to the petitioner is made out.

Having considered the rival submissions addressed before

this Court and bearing in mind the fact that the petitioner has a fractured leg and also that he has been behind bars since the last four months and challan has already been presented, in my opinion, no fruitful purpose would be served by further detaining the petitioner behind bars. Accordingly, petitioner-Sethi is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate Ambala.

This petition stands accepted accordingly.

(GURVINDER SINGH GILL)
JUDGE

10.10.2018
Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**