

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

217

CRM-M-36245-2018 (O&M)
Date of Decision: 13.09.2018

SAMSU @ SAMSUDDIN

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE SUDHIR MITTAL.

Present:- Mr. Mohammad Arshad, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

SUDHIR MITTAL, J. (Oral)

1. Status report dated 11.09.2018 has been filed on behalf of State and the same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner. According, to this report the medical condition of the petitioner is stable.
2. Petitioner seeks regular bail in case FIR no.160 dated 19.07.2017, registered at Police Station Pinangwan, District Mewat, Haryana, under Sections 353, 186, 379, 379-A of the IPC (45 of 1860).
3. The contents of the FIR shows that on receipt of information, the Police intercepted the Tractor-trolley being driven by the petitioner. The same was loaded with stones collected by illegal mining. On seeing the police party, the persons seated in the tractor ran away by leaving the tractor-trolley at the spot. The police took the same into possession and was driving it away when a crowd of people including the petitioner stopped the

police party and forcibly took possession of the tractor-trolley.

4. Learned counsel for the petitioner submits that the petitioner has been in custody since 03.04.2018. The investigation is complete and the trial is in progress. The story appears to be concocted, as it is not possible for local people to forcibly take possession of vehicle being driven by the police.

5. Learned State counsel opposes the prayer on the ground that the petitioner and his co-accused have committed a serious offence of interference in the official duties of the police.

6. Keeping in view the fact that the petitioner has been in custody for the last five months as well as the fact that the trial is not likely to be concluded at an early date, I deem it appropriate to release the petitioner on regular bail.

7. Accordingly, petition is allowed and the petitioner-Samsu @ Samsuddin is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

September 13, 2018
jyoti3

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No