

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.212

CRM-M-42954-2018

Date of decision : 03.10.2018

Ashish

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Yashveer Kharb, Advocate, for the petitioner.

Mr. D.R. Singla, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.22 dated 01.04.2018, registered at Police Station Panipat, District GRP Ambala Cantt., under Sections 379-B and 511 IPC (Section 307 IPC added later on).

As per the allegations in the FIR, the petitioner tried to snatch the mobile phone of the complainant while they were seated beside each other on a bench at railway station. Since, the complainant resisted, it is alleged that the petitioner used a paper cutter to inflict an injury upon his throat.

Learned counsel for the petitioner submits that the petitioner has been in custody since 03.04.2018. All the private witnesses have been examined and there is no other criminal case pending/decided against the petitioner. Thus, he may be released on regular bail.

The prayer is opposed by the learned State counsel. He submits that out of ten prosecution witnesses four have already been examined and four more have been bound down for 26.10.2018. Thus, the trial is about to be completed and it would not be prudent to release the petitioner on bail, at this stage.

It is thus, apparent that the petitioner has undergone actual custody of about six months. There is no other criminal case pending/decided against him. The private witnesses already stand examined and the trial may still take some more time to be concluded. It would, therefore, be just and appropriate to release the petitioner on bail. Accordingly, the petition is allowed and the petitioner-Ashish, 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

03.10.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No