

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

287

CRM-M-44964-2018

Date of Decision: 11.12.2018

Sandeep @ Monu @ Ajit

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

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

Mr. Manish Bansal, D.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.0051 dated 13.02.2018 under Sections 392, 379-B/34 IPC and Section 25 of the Arms Act, 1959, registered at Police Station Salhawass, Jhajjar.

Learned counsel states that the petitioner is in custody in the present case since 11.06.2018. Co-accused Amit @ Situ has been admitted on regular bail by learned Additional Sessions Judge, Jhajjar, vide order dated 16.11.2018.

Briefly stated, the aforesaid FIR was registered at the behest of complainant-Manoj Kumar son of Sukhodass, who was working as a Salesman at a liquor shop of Deshbandhu Thekedar near village Goriya. On 13.02.2018 at about 07.45 to 08.00 PM, a white coloured car stopped in

front of the liquor shop, from which four young persons came out. They asked for liquor from the complainant. However, when the complainant was in the process of giving the liquor bottle, all the four boys entered the liquor shop. Out of them, one boy pointed a pistol on the complainant, whereas other boys slapped him. They have taken out Rs.14,000/- from the coffer and also snatched two mobile phones of Samsung and Life. They also took 2-3 boxes of liquor and kept them in their car and ran away.

Learned counsel for the petitioner has argued that co-accused Amit @ Situ is equally involved in other cases which are registered against the petitioner as well. They are common accused, but co-accused Amit @ Situ has been admitted on regular bail by learned Additional Sessions Judge, Jhajjar, whereas the petitioner has been declined bail merely on the ground that the complainant is just to be examined in the case.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 11.06.2018 in the present case, coupled with the fact that co-accused Amit @ Situ has been admitted on bail by learned Additional Sessions Judge, Jhajjar and the order of grant of bail of co-accused Amit @ Situ has not been assailed by the State, petitioner is admitted on regular bail, subject to furnishing of his adequate bail bonds/heavy surety bonds to the satisfaction of trial Court.

Petitioner shall also submit an undertaking before the trial court that he shall not indulge in any such cases during the period of trial.

Petitioner is further directed to make his presence noted in the Police Station, Salhawas on every 17th day of each month at 06.00 PM.

It is made clear that in case the petitioner is found indulged in

such like cases like the present one, the prosecution would be at liberty to seek cancellation of his bail.

The present petition is disposed of accordingly.

December 11, 2018
seema

(HARI PAL VERMA)
JUDGE

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