

219 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46009-2018 (O&M)

Date of decision:22.11.2018

Sonu Sahni

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Namit Khurana, Advocate
for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of bail pending trial in case FIR No.167 dated 04.03.2018 under Section 379-A of IPC, registered at Police Station Jagadhri City, District Yamuna Nagar.

Learned counsel for the petitioner submits that the petitioner is falsely implicated in the present case. It is further submitted by the counsel that the petitioner is not named in the FIR. No identification parade was conducted by the police. It is further contended that the co-accused of the petitioner has already been released on bail pending trial by the trial Court. Although the recovery from the petitioner is concocted, however, even otherwise the investigation of the case is complete and the petitioner is not required for any further investigation purposes. The petitioner is in custody since 05.05.2018 and there is no other case against him. The trial shall take a long time.

On the other hand, learned State counsel, being instructed by SI Mehma Singh, submits that the recovery of the snatched mobile phone has been affected from the present petitioner. However, it is not disputed that

the co-accused of the petitioner has already been released on bail and that there is no other case pending against the petitioner.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

22.11.2018
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No