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

**CRM-M No.4674 of 2018
Date of Decision: 09.02.2018**

Roshan Singh

.....Petitioner

Vs

State of Haryana

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. G.S. Sidhu, Advocate
for the petitioner.

Ms. Neelam Kashyap, D.A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.119 dated 12.08.2017, registered under Sections 392, 398, 427 IPC at Police Station Badagudha.

Learned counsel for the petitioner submitted that the petitioner was arrested after ten days of the alleged occurrence. Recoveries of an amount of Rs.55,000/-, besides one toy pistol, LED and motorcycle have been effected from the petitioner.

Learned counsel further submitted that the weapon used in the occurrence is a toy pistol and culpability in terms of

Section 398 IPC would be debatable.

Learned State counsel on instructions from HC Ashok submitted that the charges have already been framed against the petitioner. The trial may take some time in its final adjudication.

At this stage, without adverting to the merits of the case, I am of the view that petitioner, who is in custody since 21.08.2017 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 09, 2018

Atik

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No