

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

**CRM-M- 47116 of 2018 (O&M)**

**Date of decision: 1.11.2018**

Umesh

.....Petitioner

Versus

State of Haryana

.....Respondent

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**CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL**

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Present: Mr. Shashi Kumar Yadav, Advocate for the petitioner.

Mr. Ashok Singh Choudhary, Addl. Advocate General, Haryana.

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**GURVINDER SINGH GILL, J. (ORAL)**

The petitioner seeks grant of regular bail in a case registered vide FIR No.245 dated 15.4.2018 under Section 379A of Indian Penal Code, 1860 registered at Police Station Sector 58, District Faridabad.

The allegations in nutshell are that while the complainant was walking in front of his house and attending to a phone call three persons came on a bike and snatched away his mobile. While the FIR was lodged on 15.4.2018, the petitioner was arrested on 2.6.2018 and is sought to be connected with the offence on the basis of recovery of mobile phone stated to have been recovered at the instance of the petitioner pursuant to a disclosure statement having been made by the petitioner.

The learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that he is a young boy aged 19 years and since the co-accused have already been released on bail, the

petitioner also deserves the concession of bail, especially since he has been behind bars since the last about 5 months.

On the other hand, the learned State counsel while opposing the application has, however, informed that charges have already been framed, although no prosecution witness has been examined.

Having regard to the facts and circumstances of the case and that the petitioner has been behind bars since the last about 5 months and no prosecution witness has been examined, no useful purpose would be served by further detaining the petitioner behind bars. Accordingly, petitioner-Umesh is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate Faridabad.

**(GURVINDER SINGH GILL)**  
**JUDGE**

**1.11.2018**  
**kamal**

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|------------------------------|----------|
| Whether reasoned / speaking? | Yes / No |
| Whether reportable?          | Yes / No |