

S.No.215

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

CRM-M-48988 of 2018 (O&M)

Date of Decision:04.12.2018

Satvinder SinghPetitioner

Vs.

State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Kartar Singh, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.317 dated 29.06.2018 registered under Sections 379-B/34 IPC at Police Station Sadar Ballabgarh, District Faridabad.

Counsel for the petitioner contends that the petitioner is not involved in the offence. No test identification parade was conducted. It is further contended that even the complainant has sworn an affidavit that the petitioner is not the person; who was involved in the incident. The said affidavit has been attached with the present petition as well.

On the other hand, counsel for the State, being instructed by ASI Bachhu, submits that the canter in question has been recovered from the petitioner. Therefore, the identity of the petitioner is well established. However, it is not disputed by counsel for the State that no test identification parade was conducted.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be

released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

December 04, 2018	(RAJBIR SEHRAWAT)
renu	JUDGE
Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No