211.

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-49902-2018
Date of decision:20.11.2018.

AMIT KUMAR & ANR ... Petitioners

Versus

STATE OF HARYANA .... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Yashveer Kharb, Advocate,
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J.*(Oral)*

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail pending trial to the petitioners in case FIR No.0578 dated 19.06.2018 registered under Sections 323, 34, 341, 379-B and 506 IPC at Police Station Chandni Bagh, District Panipat.

Learned counsel for the petitioners states that the petitioners have falsely been implicated as prior to 17.06.2018 when the present incident has allegedly occurred, there was already a dispute between the petitioners and the complainant and it is in this background, petitioners have falsely been implicated in the case. Petitioners are in custody since 22.06.2018. Challan has been presented and the trial in the case will take sufficient long time.

Learned State counsel, on instructions from ASI Ram Niwas, does not dispute the custody.

SANJEEV KUMAR
2018.11.20 18:09
I attest to the accuracy and
integrity of this document

I have heard learned counsel for the parties.

Considering the fact that before registering the present FIR, a dispute had taken place between the parties and the allegation against the petitioners is that they have snatched the mobile phone from the complainant and Rs.16,500/-, this Court finds that the culpability of the petitioners is required to be adjudicated during trial.

Having considered the custody and the nature of allegation, present petition is allowed and the petitioners are admitted on regular bail subject to their furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

20.11.2018
sanjeev

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

SANJEEV KUMAR
2018.11.20 18:09
I attest to the accuracy and
integrity of this document