

**S.No.219**

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

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**CRM-M-52884 of 2018 (O&M)**

**Date of Decision:06.12.2018**

**Ajay Pal .....Petitioner**

**Vs.**

**State of Haryana .....Respondent**

**CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present:- Mr. S.P.S. Sidhu, Advocate  
for the petitioner.  
Mr. Vijesh Sharma, DAG,  
Haryana.

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**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.618 dated 16.11.2017 registered under Sections 392, 397, 365, 201 and 347 IPC and Section 25 of Arms Act, 1959 at Police Station Sector-5, Panchkula.

Learned counsel for the petitioner contends that the allegations against the petitioner are concocted. The petitioner is not involved in any such crime as alleged in the FIR. The petitioner has been involved in the present case only after he was arrested in some other case. It is further contended that even the complainant, while appearing as a witness before the trial Court, has not fully supported the case of the prosecution. The petitioner is in custody in the present case since 20.02.2018. It is also pointed out by counsel for the petitioner that although there are three more cases against the petitioner, but the petitioner has already moved applications for bail in all those cases; including the one in which he was originally arrested.

On the other hand, learned counsel for the State being

instructed by SI Pawan Singh, submits that the petitioner is a habitual offender. He is not on bail in other cases. However, it is not disputed by the learned State Counsel that the petitioner was involved in this case only after he was arrested in another case. It is also not disputed that there is no recovery from the petitioner.

In view of the above, but without commenting any further 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 06, 2018  
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( RAJBIR SEHRAWAT )  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |