

224.

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

CRM-M-54478-2018

Date of Decision: 14.12.2018

RAJVINDER @ MOTA

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Arpandeeep Narula, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

HARI PAL VERMA, J. (ORAL)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.343 dated 16.08.2018 registered under Section 379-A of IPC at Police Station City Mandi Dabwali, District Sirsa.

According to the complainant-Tarun Chugh, the petitioner along with other co-accused who were on splendor motorcycle, snatched a mobile phone from him.

Counsel for the petitioner has argued that the co-accused Krishan Kumar has already been admitted on bail by learned Additional Sessions Judge, Sirsa, vide order dated 07.12.2018. The petitioner has been declined the concession of bail vide order dated 23.10.2018 on the ground that investigation in this case is still going on and challan was not

presented. He was arrested on 16.08.2018 and sent to judicial custody on 19.08.2018.

Learned State counsel does not dispute the fact that the petitioner is in custody since 16.08.2018 and the co-accused has been admitted on bail.

I have heard learned counsel for the parties.

The petitioner is in custody since 16.08.2018. The co-accused has been admitted on bail by the trial Court on 07.12.2018, whereas the bail of the petitioner was declined on the ground that the challan was not presented on that day. But now the challan has been presented in the case on 02.11.2018. Therefore, petitioner is admitted on bail subject to furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

Accordingly, present petition is allowed.

It is made clear that in case the petitioner is found indulged in any other case, the prosecution shall be at liberty to seek cancellation of his bail.

(HARI PAL VERMA)
JUDGE

December 14, 2018

Jyoti-IV

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