

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

208

**CRM-M-2084 of 2019 (O&M)
Date of decision: 27.02.2019**

Ankur

..Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vinod Kumar Sharma, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

HARINDER SINGH SIDHU, J.(ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.460, dated 24.09.2018, under Section 120-B/411/379B/392/397 IPC and 25/54/59 Arms Act, 1959, registered at Police Station Kharkhoda, Sonapat, Haryana.

The FIR was registered on the statement of Neeraj who has taken contract of toll Tax at Auchandi Haryana Border Village Firozpur Bangar. As per allegations, on the night of 23/24-9-2018 at about 1-15 pm, he (Neeraj) came for checking and saw two boys armed with pistol and money, in their hands who ran away on motorcycle. One of them was Ankur (petitioner) and other was Ashwani @ Bholu. He was informed by Toll employees Mukesh and Sanju that a sum of ₹1,15,000/- at gun point was looted. Challan was presented on 21.11.2018.

When the case came up for hearing on 23.01.2019 before this Court the trial Court was directed to proceed further on the question of framing of charge and thereafter record the statement of the complainant and eye witnesses. Statements of Neeraj/complainant and eye witnesses namely Sanju and Mukesh have been recorded as PW-1, PW-2 and PW-3. None of these witnesses have identified petitioner who was allegedly involved in the robbery.

The petitioner is in custody since 25.09.2018.

Considering the overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. The petitioner-Ankur is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

February 27, 2019
Poonam Sharma

(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned:Yes/No

Whether Reportable:Yes/No