

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-4105-2019 (O&M)
Date of Decision : 21.2.2019

Arun

....Petitioner

vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Tapan Yadav, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, 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.602 dated 20.9.2018 registered under Sections 323, 34, 379B, 452, 506 IPC (Section 201 IPC added later on) at police station Palam Vihar, District Gurugram.

Learned counsel for the petitioner has argued that as per the allegations the petitioner attacked the complainant and one another person Lekh Raj and gave beating to them. He snatched Rs. 7000/- from the complainant and the mobile phone of the said Lekh Raj. On the last date the matter was adjourned to await the testimony of the complainant. Today, learned counsel for the petitioner has pointed that due to the transfer of the case to another Court testimony of the complainant could not be concluded. Moreover, in this case the said Lekh Raj and the owner of the premises where the said incident took place have turned hostile. He further stated

that the petitioner has been in custody for 4 months. Learned AAG on instructions from SI Dhan Raj and on the basis of the custody certificate has accepted all these factual assertions.

In the circumstances, without commenting on the merits of the case, keeping in view the above facts and the period of incarceration already suffered by the petitioner, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly, Bail to the satisfaction of the concerned Trial Court/Duty Magistrate.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

21.2.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No