

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

CRM-M-4566-2019

Date of decision:05.02.2019

Amit Dalal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. D.S. Matya, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks grant of regular bail in case registered vide FIR No.152 dated 16.07.2018 under Sections 323, 325, 367, 394, 397, 506, 34 of Indian Penal Code, 1860 and Section 25 of Arms Act, 1959 Act, Police Station Bajghera, Gurugram.
2. The FIR was registered at the instance of Gagan Yadav, wherein it has been alleged that on the day of occurrence when he was returning home

after dropping his friend at Palam Vihar, then his scooter was hit from rear side by a Swift car as a result of which he fell down. It is also alleged that 2-3 persons stepped out of the car and forced him to sit in the car at gun point and he was taken away at a distance of about 1 kilometer where some other persons were already present who were consuming liquor. It is alleged that they forcibly snatched amount of ₹20,000/-, one gold chain and one mobile phone after giving beatings to the complainant. It is further alleged that one of the person was being referred to by the accused as Amit Dalal.

3. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and his co-accused namely Sachin and Davinder have already been granted concession of bail and that in these circumstances, the petitioner also deserves the concession of bail.
4. Learned State counsel, opposing the petition has submitted that the petitioner is specifically named in the FIR and prayed for dismissal of the application.
5. Having considered rival contentions addressed before this Court and bearing in mind that fact that challan has already been presented and that the petitioner has been behind bars since last about 6 months and that conclusion of trial, in its normal course, is likely to take some time, in my opinion, no fruitful purpose would be served by further detaining the petitioner behind bars. Accordingly, petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the

satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

6. It is, however, clarified that none of the observations made above shall be construed to be an expression on merits of the main case.
7. This petition stands accepted accordingly.

05.02.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**