

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7778-2019

Date of Decision: 13.05.2019

Rashid

.. Petitioner

Vs.

Sate of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mohd. Salim, Advocate for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioner Rashid has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.119 dated 07.04.2018, registered at Police Station City Sohna, District Gurugram, under Sections 379-B and 420 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the prosecution version, the snatched amount of ₹2,50,000/- has been recovered from the house of co-accused Mohin Khan, who has been released on regular bail by the trial Court. The bail application of the present petitioner was dismissed by the trial Court only on the ground that there are 5 more cases against him of the similar nature.

From the record, I find that complainant (PW1) Jasvir @ Tarsem Singh has appeared before the trial Court and has not supported the prosecution version and has not identified the present petitioner.

The petitioner has been in custody since 08.04.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

13.05.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No