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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-8295-2019

Date of decision-05.03.2019

Joginder

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Saurabh Sharma, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
ASI Satish Kumar.

MANOJ BAJAJ, J.

Petitioner-Joginder has preferred this petition for grant of regular bail in case FIR No.30 dated 11.01.2018 under Sections 120-B, 148, 420, 427, 447, 467, 468 and 471 read with Section 149 of Indian Penal Code (charges framed under Sections 427, 365, 511 and 379-B read with Section 34 of IPC) registered at Police Station Samalkha, District Panipat. The petitioner is in custody since his arrest on 24.01.2018.

The FIR was recorded on the statement of complainant-Sanjeev wherein it was narrated that the work relating to the levelling on a plot purchased by cousin of the complainant was going on. On 30.12.2017, 3-4 people armed with weapons came to the plot and started fighting with the workers and supervisor and demolished the front wall and forcibly made

supervisor to sit in the car. One of them, pointed gun on the forehead of supervisor and snatched Rs.1,50,000/- from his pocket. The petitioner was also present who was armed with 'farsa' guarding the car. After seeing Kanwarbhan who was owner of the plot, all the assailants ran away and gave threats to the supervisor.

Learned counsel for the petitioner contends that the investigation of the case is complete and challan stands filed. He further contends that occurrence took place on 30.12.2017 whereas the FIR was registered on 11.01.2018. It is pointed out that the co-accused, namely, Ramesh already stands released on bail by this Court.

On the other hand learned counsel for the State assisted by ASI Satish Kumar has opposed the bail, however, it is not disputed that the case of the petitioner is at par with the co-accused, namely, Ramesh who has been released on bail.

Considering the above facts, further detention of the petitioner may not be justified. Therefore, without meaning any expression on the merits of the case petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

05.03.2019

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