

Sr. No.207

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

CRM-M-8850-2019

Date of decision:29.03.2019

Raghu @ Ajay @ Sombir

.....Petitioner

versus

State of Haryana

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. S.K.Bishnoi, Advocate -
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking bail pending trial in FIR No.200, dated 08.8.2018 for the offences punishable under Sections 379-A IPC(Challan filed under Section 379-B IPC)t, registered at Police Station Manesar, District Gurugram.

Learned counsel for the petitioner submits that the petitioner has wrongly been involved in the present case. Even the recovery of the snatched vehicle has been fabricated and thrust upon the petitioner. The petitioner is not involved in the crime as alleged against him. Still further it is contended that in any case only the petitioner has been arrested in the case and he is in custody since 14.08.2018. Challan has already been filed and charge has been framed. However, no witness has been examined so far. Therefore, the petitioner is no more required for any investigation purposes.

On the other hand, learned State counsel being instructed by ASI Som Parkash, submits that the petitioner is a habitual offender involved

in snatching and stealing of the vehicles. There is another case of similar nature also against the petitioner. However, it is not disputed that only the petitioner has been arrested in the case so far and he is in custody since 14.08.2018 and that the charge has already been framed in the case.

In response to the submission made by learned State counsel, learned counsel for the petitioner has submitted that in another case referred to by the State counsel, the petitioner is already on bail. The petitioner is not in custody in any other case.

In view of the submissions made by learned counsel for the petitioner, but without commenting upon the merits of the case, the petition is allowed. Petitioner is granted the concession of bail pending trial. He be released on bail pending trial subject to furnishing bail bonds/surety to the satisfaction of the concerned Trial Court/Duty Magistrate.

29th March, 2019

Shivani Kaushik

[RAJBIR SEHRAWAT]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*