

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-16212-2019 (O&M)
Date of Decision:- 12.4.2019

Ajay @ Rawal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. N.K.Malhotra, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in case registered vide FIR No.7, dated 4.1.2019, registered at Police Station City, Jind, under Sections 392, 201 IPC.
2. The FIR came to be lodged at the instance of Kapil, wherein he alleged that on 3.1.2019, at about 11.30 pm, when he was going towards his house, then a boy kicked him from behind and resultantly he fell down and then another boy took out a knife and snatched his bag containing an amount of ₹10,000/- purse, PAN card, Aadhar

Card, Licence, RC of bike, 3 SBI ATM Cards and one ICICI ATM Card.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that he is not named in the FIR and is sought to be nominated on the basis of an alleged disclosure statement made by one Vikas who had been arrested in connection with some other FIR. It has further been pointed out that while the FIR suggests that there were two accused who had assaulted the complainant and had snatched his valuables, the disclosure statement made by Vikas gives an impression that the offence was committed by three persons i.e. by said Vikas along with his friends Aman and Ajay.
4. Learned State counsel, while opposing the petition has submitted that apart from the disclosure statement, Ajay pursuant to his disclosure statement got recovered a mobile phone, watch, pendrive, purse and a bag, belonging to the complainant which clearly show his complicity in the matter. It has however, been informed that the petitioner has been behind bars since the last more than 2 months and that challan has already been presented. It has also been informed that the petitioner is not involved in any other case.
5. Having regard to the aforesaid facts and circumstances and bearing in mind the fact that the petitioner is not stated to be involved in any other case and that challan has already been presented, the petition merits acceptance. The petition, as such, is accepted and petitioner-Ajay @ Rawal 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. This petition stands accepted accordingly.

April 12, 2019
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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No