

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

210

CRM-M-46223-2018 (O&M)

DATE OF DECISION:10.04.2019

SOMPAL

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sumit Sangwan, Advocate for the petitioner(s).

Mr. Vivek Saini, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 295, dated 03.08.2018, under Section 379A IPC, registered at Police Station Dadri City, District Charkhi Dadri (Annexure P-1).

Learned counsel for the petitioner contends that the allegations against the petitioner in the FIR are that a purse containing ₹ 10,000/- was snatched from the complainant. He further contends that the petitioner is not named in the FIR. He was not arrested from the place of occurrence and no test identification parade had been conducted, therefore, identity of the petitioner remains doubtful. He also contends that the complainant has not supported the prosecution case qua the petitioner in her deposition before the Court and similarly situated co-accused namely Kalyan and Monu Kumar have been granted concession of regular bail by a coordinate Bench of this Court in CRM-M-75373 of 2018 on 8.3.2019 and CRM-M-50305 of 2018

on 9.1.2019, respectively. The petitioner is in custody for over 8 months since his arrest on 4.8.2018.

Learned State counsel, upon instructions from ASI Bhim Singh, is not in a position to controvert the submission of the learned counsel for the petitioner that the complainant has not supported the prosecution case qua the petitioner. He also contends that 4 prosecution witnesses are yet to be examined.

In view of the submissions of learned counsel for the petitioner, especially when the co-accused have been granted concession of regular bail and conclusion of the trial is likely to take some time, I deem it appropriate to grant him the concession of regular bail.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

10.04.2019.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No