

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

CRM-M No. 22467 of 2019

Date of Decision:-21.05.2019

Monu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Govind Chauhan, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ J.(Oral)

Petitioner Monu has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.604 dated 15.6.2017, under Section 379-A IPC, registered at Police Station Sadar, Karnal. The petitioner is in custody since 19.3.2019.

The FIR was registered on the basis of complaint moved by complainant Sandeep Kumar, which reads as under :-

“To, the SHO, Police Station Sadar, Karnal. Sir, it is prayed that I sandeep Kumar son of Ram Mehar, am resident of Village Padda. I am driver of Car No.HR-45-B-5447, which belongs to Sonu Sharma son of Prem Sharma, who is resident of Village Padda. On 5.6.2017, I was returning to my Village Padda from U.P., at about 4.30 PM when I reached near the Sugar Mill at Karnal, then 7-8 boys were standing in front of my car and when I stopped the Car, then they have snatched the car from me. They have also snatched my mobile phone, its

numbers are 7400014009, 7206814009 and Rs.7500/- from me. After snatching the car, some of the boys ran away on the black coloured splendor motor-cycle bearing Registration No.HR-05-0668. It is prayed that by taking action against the snatchers, justice be done to me. The above car has also been searched by us.”

Learned counsel for the petitioner contends that initially the concession of regular bail was extended to the petitioner, however, on 30.10.2018 he absented and the Court had cancelled his bail and when warrants of arrest could not be executed, it initiated the process of declaring him proclaimed offender. Learned counsel for the petitioner has contended that the petitioner being truck driver, could not attend the date of hearing and is in custody since his re-arrest on 19.3.2019.

Learned State counsel has not disputed the above position. It is pointed out that the evidence is being adduced by the prosecution and out of 08 witnesses 04 have been examined.

Considering the background and the fact that the trial is likely to take some considerable time in conclusion, therefore, without meaning any expression of opinion on the merits of the case it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Panipat.

The petition is allowed.

May 21, 2019

Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No