

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-23418-2019

Date of Decision: 27.05.2019

Ajay

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. Dheeraj Narula, Advocate for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 439 Cr.P.C., petitioner-Ajay, has prayed for grant of regular bail in case FIR No. 0139 dated 31.05.2018 registered under Sections 392 and 397 IPC and Section 25 of the Arms Act at Police Station Narwana City, District Jind.

According to the prosecution, in the morning of 31.05.2018, three un-known persons intercepted the scooty of complainant and on pistol point, they snatched the same and ran away along with scooty.

Learned counsel for the petitioner *inter alia* contends that complainant-Kuldeep, while appearing as PW-2 on 27.03.2019, did not support the prosecution story. Copy of statement of complainant is annexed as Annexure P-2. Petitioner is in custody since, 19.06.2018. Conclusion of trial may take a long time as out of total 23 prosecution witnesses, as on date, only three have been examined. No useful purpose

would be served by detaining him in jail.

On the other hand, learned State counsel vehemently opposed the submissions of learned counsel for the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner-Ajay, is ordered to be released on bail pending trial, if, not required in any other case, on his furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

May 27, 2019
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned **Yes/No**

Whether Reportable **Yes/No**