

Sr. No.207

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

**CRM-M-24044-2019(O&M)
Date of decision:29.05.2019**

Satpal Singh @ Chotu

..... Petitioner

versus

State of Haryana

..... Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sandeep Saini, Advocate
for the petitioner.

Mr. M.D.Sharma, AAG, Haryana.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking bail pending trial in FIR No.188, dated 24.04.2018 for the offences punishable under Sections 379-A IPC, registered at Police Station Baldev Nagar, District Ambala.

Learned counsel for the petitioner contends that the name of the petitioner has been unnecessarily dragged in this case. He has nothing to do with the alleged incident of snatching. Police have sought to involve the petitioner in the crime of snatching on the basis of the disclosure statement of the petitioner, pursuant to which recovery of the motor cycle owned by brother-in-law of the petitioner has been concocted by the police. Still further, it is submitted that the petitioner is in custody since 18.03.2019 and there is no other case against the petitioner.

On the other hand, learned State counsel being instructed by SI Suresh Kumar, submits that the petitioner is directly involved in the incident. As a proof thereof, motor cycle used in the crime has been recovered at the instance of the petitioner. However, it is not denied that

except the disclosure statement of the petitioner, there is no other evidence connecting the petitioner to the crime. It is also not disputed that the alleged recovery of the motor cycle from the petitioner is also based only on the disclosure statement of the petitioner and that no other witness had ever disclosed the registration number of the said motor cycle to the police.

In view of the above, 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 May, 2019
Shivani Kaushik

[RAJBIR SEHRAWAT]
JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*