

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

215

CRM-M-32530 of 2019 (O&M)

Decided on : 15.10.2019

Ashik @ Aashik

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM : HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present : Mr.P.R.Yadav, Advocate
for the petitioner.
Mr.Ashish Sanghi, DAG, Haryana.

Harinder Singh Sidhu, J.

This petition has been filed under Section 439 Cr.P.C. for grant of bail to the petitioner in case FIR No.06 dated 22.12.2018, registered under Sections 380, 457, 411, IPC at Police Station City Jhajjar, District Jhajjar during the pendency of trial.

The FIR was lodged on the statement of one Neeraj, Field Executive in AGS TRONSACT Tech that ATM machine was cut and amount of Rs.2308000/- was stolen.

It is not disputed that after completion of investigation, challan has been filed. The trial has commenced. Out of 16, 04 witnesses including the complainant have been examined.

Learned counsel for the petitioner contends that though CCTV is installed in all the ATM machines, however, prosecution has neither taken CCTV footage of the area nor any test identification parade has been conducted. Even the identity of the accused has not been established.

Petitioner is in custody since 16.1.2019. Trial of the case may

take a long time. No useful purpose would be served by his detention till the disposal of the case.

Accordingly, this petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of the trial court/Duty Magistrate, Jhajjar.

15.10.2019
sd

[HARINDER SINGH SIDHU]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No