

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

212

CRM-M-38323-2019

Date of decision : 15.11.2019

Amit @ Dhare

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ravinder Phogat, Advocate for the petitioner.

Mr. Kapil Aggarwal, Addl.A.G., Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.313 dated 04.07.2017, under Sections 395, 397, 216-A IPC and Section 25 of the Arms Act, registered at Police Station Pataudi, District Gurgaon.

Learned counsel for the petitioner contends that the allegations in the FIR are that several persons came in a Bolero Car and attacked the driver and cleaner of a truck and after tying their hands and legs, they were also taken away and dropped in a forest area. He further contends that the petitioner is not named in the FIR and there is no allegation that any injury was caused to the driver and the cleaner of the truck. The petitioner has been falsely implicated in this case as he was arrested in another FIR and it is alleged that he had confessed to his involvement in this case and several other cases. He also contends that the petitioner is in custody for over one year and eight months.

Learned State counsel has filed reply by way of an affidavit of Assistant Commissioner of Police, Pataudi, Gurugram wherein it is stated that the petitioner was arrested in connection with another FIR and during interrogation, he had confessed his involvement in the instant case as well as in several other cases. He, upon instructions from ASI Hawa Singh, states that although challan has been presented but charges are yet to be framed.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when the petitioner is in custody for over one year and eight months and the conclusion of the trial is likely to take sometime, I deem it a fit case to grant the concession of regular bail to the petitioner.

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

November 15, 2019

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