

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39525-2019

Date of decision: 20.09.2019

Bhagat Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Randeep S. Dhull, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.33 dated 24.01.2019 under Sections 365, 397 IPC, Section 25 of Arms Act and Sections 412 & 201 IPC (added later on), registered at Police Station Bhuna, District Fatehabad.

Learned counsel for the petitioner submits that as per allegations in the FIR, on 24.01.2019, complainant Sandeep was going in his car. When he stopped his car due to fog, in another car, 04 persons came. One of them was armed with pistol and three others were having sticks. They forced the complainant to sit in his car by putting the pistol on his head and snatched his purse containing Rs.1500/- and mobile phone and left him near Village Chander Kalan and ran away along with his car. It is further submitted that the allegations against the petitioner, who was arrested on 29.04.2019, are that he

has purchased the stolen car. Learned counsel further submits that in fact, uncle of the petitioner Surender Kumar has filed CRM-M-33631-2019 with a prayer to transfer the investigation of the present FIR and the petitioner has been falsely implicated in the present case.

Learned State counsel, on instructions from SI Bhup Singh, has filed the custody certificate dated 19.09.2019 in the Court today. As per this custody certificate, the petitioner is in custody since 30.04.2019. It is submitted that the challan already stands presented and charges are yet to be framed.

Without commenting anything on merits of the case, considering the only allegation against the petitioner that he has allegedly purchased the stolen car and also in view of the fact that the petitioner is in custody since 30.04.2019; he is not involved in any other case; conclusion of the trial will take some time, as the charges have not been framed, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

20.09.2019

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No