

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-39837 of 2019

Date of Decision: September 23, 2019.

Anup

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Mr.Surinder Dagar, Advocate, for the petitioner.
Mr.Munish Bansal, DAG, Haryana.

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Anil Kshetarpal, J. (Oral)

The petitioner prays for concession of regular bail in FIR No.174 dated 28.02.2019, registered under Sections 147, 149, 307, 323, 379-B, 436, 506 IPC (Section 325 IPC added later on during investigation) and Section 25 of the Arms Act, 1959, at Police Station Sadar, Palwal, District Palwal.

As per the case of the prosecution, certain boys had forcibly opened the gate of premises of a Company where certain goods were stored.

It is not disputed that the petitioner was not named in the FIR. He was named as an accused on the statement of co-accused. Petitioner is in custody since 23.07.2019. Yash Pal, a co-accused against whom there are specific allegations, has been released on bail vide order dated 09.08.2019 by the learned Additional Sessions Judge, Palwal.

Learned State counsel submits that an iron rod has been recovered from the petitioner and petitioner is involved in two other cases, i.e., one under the Excise Act and another under Section 379-A IPC, which are pending. Investigations are complete and final report under Section 173

Cr.P.C. has been filed.

Without commenting upon the merits of the case and after keeping in view the facts and circumstances of the case, it would be appropriate to direct the petitioner to be released on regular bail. Accordingly, the petitioner is directed to be released on regular bail subject to his furnishing adequate surety bonds to the satisfaction of the trial Court/ Duty Magistrate.

Accordingly, the petition is allowed with the aforesaid directions.

September 23, 2019

mohinder

(ANIL KSHETARPAL)

JUDGE

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