

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

257

**CRM-M-41438-2019**

Date of decision : 01.10.2019

Hardeep @ Deepa

... Petitioner

Versus

State of Haryana

.. Respondent

**CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL**

Present:- Mr. Amit Choudhary, Advocate for the petitioner.

Mr. Saurabh Girdhar, AAG, Haryana.

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**Anupinder Singh Grewal, J. (Oral)**

The petitioner is seeking regular bail in FIR No.75, dated 04.04.2019, under Sections 395, 506 IPC and Section 25 of the Arms Act, registered at Police Station City Sadar Tohana, District Fatehabad.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that an amount of Rs.6,000/- had been snatched from the complainant who is running a liquor vend. He also contends that the identity of the petitioner is doubtful. The petitioner is in custody for over five months since his arrest on 05.04.2019. He further contends that PW-5 Rajender (the complainant) and other eye witnesses, namely, PW-6 Sudhir and PW-7 Rakesh, have not supported the prosecution case qua the involvement of the petitioner.

Learned State counsel, upon instructions from ASI Rajesh Kumar states that 04 out of 20 prosecution witnesses have been examined and the petitioner is involved in another case under Section 302 IPC. He, however, is not in a position to controvert the submissions of learned counsel for the petitioner that the complainant and other eye-witnesses have not supported the

prosecution case qua the involvement of the petitioner.

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Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is not named in the FIR, he is in custody for over five months, the complainant and other eye-witnesses have not supported the prosecution case and the conclusion of the trial is likely to take some time, 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**

**October 01, 2019**

sonia gugnani

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