

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-42681-2019(O&M)
Date of decision: 15.10.2019

Vishnu Nath and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Varun Baanth, Advocate for the petitioners
Mr. Manish Bansal, DAG, Haryana

ANIL KSHETARPAL, J. (ORAL)

Petitioners pray for grant of regular bail in FIR No. 229 dated 10.9.2019 registered under Sections 279, 336, 379, 188, 186, 353, 307, 120-B IPC at Police Station Tigaon, District Faridabad.

As per the case of the prosecution, two dumpers (trucks) and two motor cars were used for smuggling sand i.e mineral from the river bed. When the police on getting secret information laid a barrier the accused had tried to run over the members of the police party with their vehicles.

Learned counsel for the petitioners contends that petitioners are neither named in the FIR nor they are owners of all the four vehicles i.e two dumpers and two motor cars. He further submits that police after arresting the petitioners, who are stated to be the occupants of the cars, did not seek their police remand.

On the other hand, learned State counsel on instructions from ASI Prem Dutt opposes the prayer for grant of bail on the ground that

remaining co-accused of the petitioners are yet to be arrested and investigations are in progress. However, it is undisputed that the petitioners are not involved in any such or similar case.

Without commenting on the merits of the case and keeping in view the aforesaid facts, it is considered appropriate to release the petitioners on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

Petition stands allowed.

15.10. 2019	(ANIL KSHETARPAL)
rekha	JUDGE
Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No