

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

CRM-M No.44473 of 2019

Date of decision : November 22, 2019

Kuldeep @ Gaggi

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. D.R. Singla, DAG, Haryana.

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, 1959, registered at Police Station Sadar Tohana, District Fatehabad.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he had snatched ₹ 6,000/- from the complainant, who is running a liquor vend. The petitioner is in custody for over seven month. He also contends that PW5 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, contends that 04 out of 20 prosecution witnesses have been examined. He also contends that the petitioner is also involved in several other cases. He, however, is not in a position to controvert the submissions of learned counsel for the petitioner that the complainant and the other eyewitnesses have not supported the prosecution case qua the involvement of the petitioner.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when the petitioner is in custody for over seven months and the complainant and the other eyewitnesses 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 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 22, 2019

sarita

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No