

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

**CRM-M No. 44487 of 2019
Date of Decision:-23.10.2019**

Ravi @ Dhilu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. S.S. Khurana, Advocate
for the petitioner.

Mr. Nischal Mann, DAG Haryana.

Mr. Aditya Pratap Singh, Advocate
for respondent No.2.

MANOJ BAJAJ J.(Oral)

Petitioner-Ravi @ Dhilu has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.0497 dated 22.7.2019, under Section 379-B IPC and Section 25 of Arms Act, registered at Police Station Model Town, District Rewari. The petitioner is in custody since his arrest on 24.7.2019.

As per prosecution case, on 22.7.2019 a written complaint was moved by complainant Atul Sharma before the police, in which he alleged that he was working in TDK Company Bawal and resided as tenant in

House No.257, Model Town, Rewari. In the night of 21.7.2019 when he was coming to his house after duty hours and at about 12.15 a.m. (night) when he reached near Hanuman Mandir, in front of bus stand, then three young persons reached there on motor-cycle No.RJ40SE-2015 and started beating him on gun point and snatched his mobile phone, purse, containing ATM Cards, PAN card, Adhaar card and Rs.500/- cash. During investigation, the accused persons were arrested.

Learned counsel for the petitioner contends that the petitioner was arrested on a mistaken identity and no recovery was effected from him. He further submits that other accused have got recovered the alleged snatched articles. According to him the investigation of the case is complete and after filing of challan on 04.9.2019, the charges have also been framed by the trial Court on 05.10.2019. He further submits that further detention of the petitioner may not be necessary as the trial is likely to take some time.

On the other hand, learned State counsel, who is assisted by SI Rohtash, opposes the prayer for bail. However, it is not disputed that after completion of investigation, final report stands submitted before the trial Court and charges have also been framed.

After hearing learned counsel for the parties, this Court finds that the trial of the case is likely to consume considerable time and keeping in view the custodial period of the petitioner, his further custody may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail.

subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Rewari.

The petition is allowed.

October 23, 2019

Vijay Asija

(MANOJ BAJAJ)

JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No