

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

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CRM-M No.44459 of 2019

DATE OF DECISION : 7th DECEMBER, 2019

Kuldeep @ Kulli

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Amit Rana, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.0393 dated 07.07.2019 registered under Sections 379-A & 201 IPC, at Police Station City Jind, District Jind.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the prosecution, the alleged snatching was of a bag containing ₹10,400/- but the said material already stands recovered. The challan has already been filed in this case. The petitioner is not required for any investigation purposes. Hence, the petitioner deserves to be released on bail pending trial.

On the other hand, counsel for the State, on instructions from ASI Navjeet, submits that the petitioner is involved in two more cases of the similar nature. Hence, being habitual offender, the petitioner does not deserve to be released on bail. However, it is not disputed that

the alleged snatched material stands recovered and that the challan has been filed.

As response to the argument of the counsel for the State, the counsel for the petitioner has submitted that in the other cases, referred to by the State counsel, the petitioner is already on bail. The petitioner is not in custody in any other case as of today, except the present one.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/sureties to the satisfaction of the trial Court/Duty Magistrate.

7th DECEMBER, 2019
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>