

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

244

CRM-M-47672-2019

Date of decision : 14.11.2019

Brij Bhan @ Birju

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sansar Kundu, Advocate for the petitioner.

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

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.36 dated 03.07.2019, under Section 379-A IPC, registered at Police Station GRP Jind, District GRP Ambala Cantt.

Learned counsel for the petitioner contends that the allegations in the FIR are that a gold chain was snatched from the complainant and the person was caught at the spot. It is the case of the prosecution that the person had thrown the gold chain on the platform of the railway station which had been recovered after two days and the petitioner had been arrested after two days. He further contends that if the person who had snatched the gold chain was caught at the same place as alleged by the complainant in the FIR then the petitioner could not have been involved in the incident as he was arrested after two days. He also contends that the petitioner is in custody for over four months and is not involved in any other case.

Learned State counsel, upon instructions from ASI Mangat Ram, states that although challan has been presented but no prosecution witness has been examined.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when the petitioner is in custody for over four months, he is not involved in any other case and the conclusion of the trial is likely to take sometime, 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

November 14, 2019

sonia gugnani

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