

**S.No.223**

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

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**CRM-M-49055 of 2019 (O&M)**

**Date of Decision:26.11.2019**

**Sanjay .....Petitioner**

**Vs.**

**State of Haryana .....Respondent**

**CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present:- Mr. Ashish Gupta, Advocate for the petitioner.

Mr. Manoj Kumar Sangwan, DAG, 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.58 dated 11.03.2019 registered under Section 379-B, 420 IPC (Section 25 of Arms Act added later on) at Police Station Nagina, District Nuh.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. Even before the Court below, the complainant has not supported the case of the prosecution. He has not identified the petitioner as a person involved in the incident. The petitioner is in custody since 01.04.2019.

On the other hand, learned State Counsel, being instructed by ASI Surender Kumar, submits that there is another case against the petitioner. However, it is not disputed that the petitioner is in custody since 01.04.2019 and that the complainant has not identified the petitioner as the accused involved in the case.

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.

November 26, 2019

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Whether Speaking/reasoned

Whether Reportable

( RAJBIR SEHRAWAT )

JUDGE

Yes/No

Yes/No