

S.No.223

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

CRM-M-51735 of 2019 (O&M)

Date of Decision:12.12.2019

Ankit

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Amardeep Hooda, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

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.193 dated 20.06.2018 registered under Sections 394, 397, 420, 471, 34 IPC and Section 25 of Arms Act at Police Station Uchana, Jind.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. Although the Police had wrongly thrust an alleged recovery upon the petitioner, however, the complainant has not even supported the prosecution. The complainant has deposed before the Court that the petitioner is not the person who is involved in this incident. The petitioner is in custody since 18.08.2018. The evidence of the prosecution is already going on. Therefore, the petitioner is not required for any investigation purposes.

On the other hand, learned State Counsel, being instructed by ASI Virender Singh, submits that the recovery of the snatched material was effected from the petitioner. The petitioner is a habitual of the offences of the same kind. There have been at least 11 other FIRs of similar nature against the petitioner. Hence, the petitioner do not deserve any concession of bail.

In response to the submissions of the learned State Counsel, learned counsel for the petitioner has submitted that in the other cases, referred to by the State Counsel, the petitioner is already on bail. As of today, the petitioner is not in custody in any other case 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.

December 12, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No