

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2934-2020 (O&M)
Date of decision: 05.02.2020

Ravi

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Dharamvir Sharma, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Ms. Kajal, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.432 dated 04.09.2019 under Sections 379A, 323, 34 IPC (challan has been filed under Sections 392, 323, 34 IPC), registered at Police Station Rajendra Park, Gurugram, District Gurugram.

Learned counsel for the petitioner submits that challan already stands presented and during the identification parade conducted in presence of Judicial Magistrate 1st Class, Gurugram on 04.10.2019, the complainant has not identified the petitioner as one of the assailants. Learned counsel has relied upon affidavit of the complainant dated 20.01.2020 (Annexure P-3), where in para No.2, he has stated that petitioner Ravi has nothing to do with the incident

and he has not committed the offence of assault and robbery. It is further submitted that the petitioner is in custody since 24.09.2019; he is not involved in any other case and is first offender.

Learned State counsel, on instructions from SI Shamsheer Singh and assisted by learned counsel for the complainant, has not disputed the factual position.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

05.02.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No