

CRM-M-11423-2020

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

CRM-M-11423-2020

Date of Decision: 3rd June, 2020

Deepak

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present Mr. Anil Kumar Malik, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

AUGUSTINE GEORGE MASI, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.876, dated 18.10.2019, registered at Police Station City Panipat, District Panipat, under Sections 379 and 420 of the Indian Penal Code.

Counsel for the petitioner contends that the petitioner is alleged to have stolen Rs.10,000/- along with co-accused Tinku, from whom as per the order of learned trial Court dated 20.02.2020, an amount of Rs.4000/- has been recovered. Counsel for the petitioner asserts that the petitioner is in custody since 08.11.2019 and till date, no prosecution witness has been examined. He further informs the Court that the petitioner for now has been released from jail because of the prevailing pandemic but keeping in view the fact that the petitioner is an accused in the present case, he be granted

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the benefit of regular bail. Assertion has also been made that there is no other case against the petitioner except for the present case.

Counsel for the State could not dispute the factual aspects as has been asserted by the counsel for the petitioner, however, he states that according to the instructions received by him, recovery of Rs.4000/- has been effected from the petitioner. Prayer has, thus, been made for dismissal of the petition.

Having considered the facts and circumstances of the present case and keeping in view the alleged stolen amount which is Rs.10,000/-, with the trial not likely to conclude in near future as the next date of hearing is 10.07.2020 with the prevailing circumstances, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Panipat.

Any observation made herein-above shall have no bearing on the merits of the case during the trial in any manner.

3rd June, 2020

Harish

**(AUGUSTINE GEORGE MASIH)
JUDGE**

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