

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

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CRM-M No.21607 of 2020

DATE OF DECISION : 13th AUGUST, 2020

Jitender alias Jeetu

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present: Mr. Ramesh Hooda, Advocate for the petitioner.

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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.107 dated 19.03.2020 registered under Sections 392 & 379-A IPC and Section 25 of the Arms Act at Police Station Kalanaur, District Rohtak.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the allegations of the prosecution, the petitioner is not alleged to have actually committed the robbery. The only allegation against the petitioner is that he was standing outside the house of the complainant, when the two other co-accused were committing robbery inside. He has further submitted that the petitioner is in custody since 20.03.2020 and that there is no other case against the petitioner.

Notice of motion.

Mr. Mr. Vishal Malik, DAG, Haryana, accepts notice on behalf of the State.

The learned counsel for the State, being instructed by SI Satyawar, submits that the name of the petitioner is specifically mentioned in the case. An amount of ₹17,000/- and a motorcycle has been recovered from the petitioner. However, it is not disputed that there is no other case against the petitioner and that the petitioner is in custody in this case since 20.03.2020

In view of the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

13th AUGUST, 2020
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>