

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

213

CRM-M-26502-2020

Date of Decision: 10.09.2020

MAHENDER KUMAR

....Petitioner

Versus

STATE OF HARYANA

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Sushil Jain, Advocate
for the petitioner.

Mr. Vivek Saini, Additional AG, Haryana.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Mahender Kumar** in case F.I.R. No.262 dated 02.06.2019 under Sections 379-A and 411 IPC read with Section 34 IPC, registered at Police Station City Gohana, District Sonipat.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further urges that allegedly pillion rider had committed the act of snatching. He further submits that petitioner is in custody since 04.07.2019 and he is no

more required by the Police for any investigation purpose. He further urges that challan has already been presented in the Court and trial has already commenced as testimonies of material witnesses including complainant have already been recorded. He further submits that trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 04.07.2019; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has already been presented in Court and trial has already commenced and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Mahender Kumar** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the

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satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate,
Sonipat, as the case may be.

(LALIT BATRA)
JUDGE

10.09.2020
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Whether speaking/reasoned	:	Yes
Whether reportable	:	No