

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

CRM-M-34473-2020(O&M)

Date of decision: 04.11.2020

Shakti

.....Petitioner

Versus

State of Haryana and others

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Raman Chawla, Advocate for
Mr.Sudesh Kumar, Advocate for the petitioner
Mr. Chetan Sharma, AAG, Haryana
Mr. Sushil K.Sharma, Advocate for the complainant

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for grant of bail pending trial in a criminal case arising from FIR No.208, dated 11.07.2020, registered under Section 379B/506/341/427/120-B IPC, 1860, at Police Station Siwani, District Bhiwani.

The case of the prosecution has been noticed by this Court in CRM-M-31590-2020, which is extracted as under:-

“2- The allegations as contained in the said FIR against the petitioner and his three other co-accused are that on 10.07.2020, at about 9.00 P.M., in the area of the said police station, they first of all obstructed the complainant Ravinder Kumar and his friend Narender who were on their private motorcycle while armed with rods and sticks (dandas) and thereafter assaulted the complainant and his friend with the said weapons because of which the complainant and his friend fell on the road and thereafter the petitioner and three others snatched Rs.48,500/- from the pocket of the complainant Ravinder Kumar; that the Gas Agency owner of the complainant was coming from behind and on seeing the said occurrence, he stopped his

vehicle because of which the petitioner and three others, after causing injuries to the complainant and another and snatching the above stated amount of Rs.48,500/- fled away from the spot but while leaving threatened that if any complaint is made, the complainant and his friend shall be killed; that the complainant identified one of the assailants as the co-accused Vijay son of Satyawar who was working with him in the Gas Agency and had left the said agency 10 days prior to the said occurrence and the second one as Shakti son of Bablu who was known to the complainant since earlier. The co-accused Vijay is stated to have been arrested by the police on 11.07.2020 itself and an iron rod allegedly used in commission of the offences in question is stated to have been recovered from him. The co-accused Rajender alias Radhey, Sandeep and Shakti are also stated to have been arrested by the police on 11.07.2020 itself. A motorcycle of black colour with its RC and a Danda is stated to have been recovered from the co-accused Rajender alias Radhey. An iron rod is stated to have been recovered from the coaccused Shakti son of Bablu. Furthermore, Rs.9500/- are stated to have been recovered from the co-accused Vijay son of Satyawar, Rs.8,000/- from the co-accused Rajender alias Radhey, Rs.8,000/- from the co-accused Shakti and Rs.12,000/- are stated to have been recovered from the coaccused Sandeep. The petitioner is stated to have been arrested in the FIR in question on 15.07.2020 on the basis of disclosure statement made by his coaccused Vijay and Rs.7500/- are stated to have been recovered from him. Since the day of his arrest, the petitioner is stated to be in custody. Feeling aggrieved of his detention, he is for bail.”

Learned counsel, for the petitioner, submits that the parties have resolved their dispute and they want to live peacefully.

Sh.Sushil K Sharma, Advocate, puts in appearance on behalf of the first informant and admit the factum of settlement.

Still further, a co-accused, namely Sandeep, has already been granted the concession of bail, by this Court.

Keeping in view the aforesaid facts and without

commenting on the merits of the case, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

04.11.2020

(ANIL KSHETARPAL)

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JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No