

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

**CRM-M-39641-2020
Date of decision: 04.12.2020**

Prince

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Anoop Singh Sheoran, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0208 dated 14.07.2020, registered under Sections 379-A and 34 of the IPC (later on converted under Section 395 IPC) at Police Station Sector 56, District Gurugram.

Learned counsel for the petitioner submits that petitioner is in judicial custody since 14.07.2020 and the allegations in the FIR are that petitioner has snatched pizza and motorcycle from a pizza delivery boy. It is further stated in the FIR by complainant Chandan Kumar that while working as a delivery boy of Tozzin Pizza, he had gone to a house for delivering the pizza where five boys were present and by stating that he has come late, they snatched pizza as well as his motorcycle, for which, registration number was applied for.

Learned counsel further submits that co-accused of the petitioner, namely Sonu, has been granted interim anticipatory bail by this

Court, vide order dated 24.09.2020 passed in CRM-M-29470-2020 and another co-accused, namely Akash, who was also arrested, has been granted concession of regular bail on 20.11.2020 by the Additional Sessions Judge, Gurugram.

Learned counsel for the petitioner refers to the said order, granting bail to co-accused Akash, in which the Additional Sessions Judge has noticed that he is involved in some other FIRs of the similar nature, however, he was granted bail considering the fact that investigation is complete and *challan* has been presented and due to COVID-19 situation, the conclusion of trial is likely to take some time.

Learned State counsel has not disputed the factual position, however, submitted that petitioner is involved in three more FIRs of similar nature. It is further submitted that *challan* stands presented and charges are yet to be framed.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that co-accused of the petitioner have already been granted bail and conclusion of trial is likely to take a long time in view of COVID-19 situation, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

04.12.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No