

CRM-M-47574-2019

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

CRM-M-47574-2019
Date of Decision: 13.01.2020

Pankaj and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Sandeep Goyat, Advocate,
for the petitioners.

Mr. Ramesh Ambavta, AAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

The petitioners have filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.139 dated 29.06.2019, under Sections 379-A and 34 IPC, registered at Police Station Adampur, District Hisar.

The present FIR has been registered on the statement of complainant-Manju, wherein it was stated that when she had gone to fetch water from a hand-pump installed in front of Bhadrecha Furniture Shop, then two boys with muffled faces had come there on a motor-cycle and snatched a golden locket from her neck and fled away.

Learned counsel for the petitioners contends that the complainant, while appearing before the trial Court as PW 1, has not supported the prosecution case. He has drawn the attention of this Court towards her deposition (PW 1). It is also pointed out that the complainant

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persons, who had committed the alleged crime.

On the other hand, learned State counsel opposes the prayer made in the present petition. However, he has not disputed that the complainant had not supported the prosecution case.

Challan has already been presented. The petitioner have been in custody since 15.07.2019. The trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping them behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioners are ordered to be released on bail, subject to their furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

13.01.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No