

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-48876-2019 (O&M)
Date of Decision:- 21.1.2020

Rinku

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. N.K.Malhotra, Advocate, for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. Petitioner-Rinku has approached this Court seeking grant of regular bail in a case registered vide FIR No.745, dated 8.12.2018, registered at Police Station Shivaji Colony, Rohtak, under Section 379-A IPC.
2. The FIR was lodged at the instance of Deepak Sehrawat wherein it has been alleged that on 8.12.2018 he was returning back home along with his supervisor on a scooty and while the supervisor was driving the scooty, he was sitting on the pillion seat and was talking over the phone to his brother. It is alleged that suddenly two boys came there on a motorcycle and snatched his phone.
3. Learned counsel for the petitioner has submitted that he is not named in the FIR and has been nominated as an accused on the basis of

some information allegedly received from some secret informer to the effect that the petitioner was involved in the occurrence.

4. The learned State counsel while opposing the petition has submitted that pursuant to arrest of petitioner in the present case, recovery of mobile phone was effected from him necessarily indicating the complicity of the petitioner and that in these circumstances, no case for grant of bail is made out. It has however, been informed that the petitioner has been behind bars since the last more than 5 months and that the co-accused has already been granted bail.
5. Having regard to the facts and circumstances of the case and bearing in mind the custody period of the petitioner and that challan already stands presented, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and petitioner-Rinku is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

January 21, 2020

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No