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

CRM-M-50922-2019

Date of Decision: 01.06.2020

NAND KISHORE @ NANDU @ BHURA

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Navmohit Singh, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.722 dated 19.12.2018, registered under Sections 380, 457 IPC at Police Station Civil Lines, District Hisar.

FIR was registered against the unknown person. Theft was committed during the night of 18.12.2018 in the house of complainant when nobody was present in the house. When the complainant reached back in the morning, he found the lock of the

house missing. When he entered the house, he found that the household articles were scattered. On further checking, it was found that his licensed gun was also missing along with cash of a sum of ₹ 5000-5500/-.

Learned counsel for the petitioner submits that the petitioner was arrested on 10.04.2019, on being named by co-accused, namely Ravi Kumar, in his disclosure statement. Pursuant to the disclosure statement, the weapon of the complainant was recovered from the petitioner. Challan has already been presented and even the charges have been framed, but no prosecution witness has been examined so far. Co-accused, Ravi Kumar, has already been granted regular bail by the trial Court.

Learned State counsel contends that the petitioner is having antecedent behaviour of criminal activity in view of his involvement in the number of cases.

Learned counsel for the petitioner, however, submits that the petitioner is on bail in other cases and his complicity would be determined in view of the nature of the evidence to be led by the prosecution. The petitioner is in custody for the last more than one year and the trial is likely to take sometime in its culmination.

The petitioner is in custody since 10.04.2019. After framing of charges, the prosecution witnesses has not yet started. The trial of the case may take some time for final culmination.

In view of the above position, it will be just and expedient to grant benefit of regular bail to the petitioner subject to his

furnishing adequate bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate.

Accordingly, this petition is allowed.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

01.06.2020

shabha

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No