

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

1. CRM-M-7339-2021

Ravi

...Petitioner

Versus

State of Haryana

...Respondent

2. CRM-M-7388-2021

Arun

...Petitioner

Versus

State of Haryana

...Respondent

Date of decision: 08.04.2021

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mohd. Shahid Hussain, Advocate
for the petitioner in CRM-M-7339-2021.

Mr. Namit Khurana, Advocate
for the petitioner in CRM-M-7388-2021.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted two petitions
as they arise out of the same FIR.

Prayer in these petitions, filed under Section 439 of the Code of
Criminal Procedure, is for grant of regular bail to petitioners in case FIR
No. 32 dated 18.09.2019, registered under Sections 379-B, 395, 397, 412,

120-B of the IPC at Police Station HSIIDC, District Sonipat, Haryana.

Learned counsel for the petitioners submit that petitioner Ravi is in judicial custody for the last about 05 months and 16 days, whereas petitioner Arun is in judicial custody for the last about 01 year and 04 months.

Learned counsel for the petitioners have relied upon order dated 17.12.2020 jointly passed in CRM-M-16622-2020, vide which co-accused Amit, Satyawar, Tejbir and Anil @ Chhotu have already been granted concession of regular bail by this Court. The operative part of the order reads as under:

“Counsel for the petitioner(s) have jointly argued that as per the allegations in the FIR, registered by one Ashish, his two employees namely Kewa Ram and Mahinder Patel, who are working in his office at Delhi had gone to Samalkha on 16.09.2019 and made a collection of Rs.11 lacs in cash and while they were coming back, 04 unknown persons stopped their car and snatched the bag containing Rs.11 lacs at gun-point. It is also submitted that the FIR was registered at a delay of 02 days and after another 02 months, a supplementary statement was made on 14.11.2019 that in fact, a sum of Rs.1 crore 50 lacs was snatched from the employees.

Counsel for the petitioner(s) have further submitted that after some of the accused were arrested, the name of the petitioner Amit surfaced in the disclosure statement made in some other FIR No.1055.

Counsel appearing for the petitioner(s) i.e. Tejbir and Anil @ Chhotu, has submitted that their names were also surfaced on the basis of the disclosure statement made by the accused in FIR No.1055 and similar is the situation in case of the petitioner – Satyawar.

Counsel for the petitioner(s) have also submitted that the police has already effected the recovery of the amount; challan stands presented and the petitioners are no more required for further investigation; the petitioners are in custody for about 01 year and on account of the COVID-19 situation in the country, they are entitled for bail.

Counsel for the State, on the basis of the affidavit filed by the Deputy Superintendent of Police (Headquarter), Sonapat, and on instructions from the Investigating Officer, has not disputed the factual position but opposed the prayer for bail.”

Learned State counsel, on the basis of the custody certificates filed today, has not disputed the factual position and submitted that total 13 accused persons were arrested and some of them have been granted concession of regular bail by this Court.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that some of the co-accused of the petitioners have already been granted concession of regular bail by this Court as notice above and also in view of the fact that conclusion of trial is likely to take some time, the instant petitions are allowed. Petitioners Ravi and Arun are ordered to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate concerned.

A photocopy of this order be placed on the file of other connected case.

08.04.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*