

213

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.9553 of 2020

Date of Decision: 25.01.2021

RAJA KASHYAPPetitioner
Vs
STATE OF HARYANARespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Manoj Kumar Pundir, Advocate for the petitioner.

Mr. Rajat Gautam, D.A.G., 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.61 dated 28.01.2020, registered under Section 379-A IPC at Police Station City Yamuna Nagar, District Yamuna Nagar.

At one point of time, petitioner was granted interim bail by the trial Court by mis-appreciating the scope of recommendations of the High Powered Committee. Thereafter State filed an application for cancellation of the interim bail and the same was cancelled on 19.01.2021. Petitioner was arrested on 21.01.2021. Challan has already been presented

As per prosecution case, when the complainant was

talking to his family member on a mobile phone, two boys came on a motorcycle and snatched his mobile phone. Petitioner was nominated on the basis of disclosure statement of co-accused Sonu @ Saud from whom motorcycle has been recovered. Mobile phone has been recovered from the petitioner.

Co-accused Sonu @ Saud was granted regular bail by this Court vide order dated 19.11.2020 passed in CRM-M No.9807 of 2020. While granting regular bail to the co-accused, this Court has noticed some facts in respect of identify of the accused and ownership of the motorcycle.

In view of aforesaid position and without adverting to the merits of the case at this stage, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

(RAJ MOHAN SINGH)
JUDGE

January 25, 2021

Atik

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No