

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-18222 of 2021

Date of Decision: May 28, 2021

Allah Dia alias Sonu

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTALPresent: Mr. Anshul Mangla, Advocate
for the petitioner

Mr. N.S. Behgal, AAG Haryana

Sudhir Mittal, J. (Oral)

The petitioner prays for regular bail in case FIR No. 739 dated 13.11.2020 registered at Police Station City Yamuna Nagar, District Yamuna Nagar, under Section 379-B IPC.

According to the FIR, the petitioner and his co-accused snatched a sum of Rs. 20,000/- from the complainant.

Learned counsel for the petitioner submits that the petitioner has been in custody since 17.12.2020. The investigation is complete and charges have also been framed. However, examination of PWs has not yet started. The offence was allegedly committed while the complainant was travelling in an Auto-rickshaw, however, Annexure P-2 on record, which is the registration status of the vehicle in which the offence was allegedly committed, shows that the same was not an Auto-rickshaw but a commercial vehicle. Thus, the incident itself is rendered doubtful. There is one other case pending against the petitioner in which he has been granted regular bail. Thus, petitioner may be granted regular bail in this case also.

Learned State counsel admits that examination of PWs has not yet

commenced and he has no response to the registration report Annexure P-2.

Thus, keeping in view the fact that the petitioner has undergone actual custody of almost 6 months, the trial is not likely to be concluded at an early date and that commission of offence itself rendered doubtful, I deem it appropriate to grant regular bail to the petitioner.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

May 28, 2021

Poonam Negi

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No