IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-21640-2021

DECIDED ON: 27th August, 2021

Vicky @ Kairu

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Lalit Kumar Yadav, Advocate for petitioner.

Mr. Kirpal Singh Thakur, AAG Haryana.

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AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.276 dated 14.12.2020, under Sections 201/120-B/392/34 IPC and 25/54/59 of Arms Act, registered at Police Station City, Julana.

FIR was registered on the allegations that on 14.12.2020, Rs.1,91,000/- and a mobile were taken away on gun point from the partner of a liquor vend. During investigation, the petitioner was nominated on the disclosure statement of Vishal and thereafter arrested. During interrogation his disclosure statement was recorded admitting his guilt, no recovery was made.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR. Investigation is complete. No recovery is to be made.

REEMA SAINI
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I attest to the accuracy and
integrity of this document
High Court, Chandigarh

Learned State counsel on instructions from Inspector Sukhbir Singh opposes the prayer for grant of bail and submits that the petitioner was involved in two more cases. He further submits that the location of mobile of petitioner at relevant time was at the place of incident.

The petitioner was not named in FIR. His name surfaced in disclosure statement. No recovery was effected from him. Investigation is complete, conclusion of trial is likely to take time. There is no specific role attributed to him. Bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

27th August, 2021
reema

Whether speaking/reasoned Yes/No
Whether reportable Yes/No

REEMA SAINI
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