

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

211

CRM-M-22854 of 2021

Date of Decision: 23.07.2021

Nitin @ Ginni

....Petitioner

Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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

Mr. Zorawar S. Chauhan, AAG, Haryana.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case FIR No.67 dated 21.02.2020 under Sections 379-B, 393, 511 and 34 IPC and Section 25 of Arms Act, 1959 registered at Police Station Sampla, District Rohtak.

The FIR was lodged on the complaint of Vinod Kumar, who stated that on 20.02.2020 at around 1:00 p.m. He was present at his petrol pump namely, Parkash Kissan Sewa Kender, Indian Oil, Bhainsru Khurd. Three persons came on a motorcycle with a view to snatch the cash from salesman at pistol point. However, as the salesman raised noise the assailants did not succeed in their attempt. They fled away to village Sampla on their motorcycle.

Learned counsel for the petitioner has argued that the petitioner is in custody since 02.03.2020. The investigation in the case is complete and challan had already been filed.

On the other hand, learned State counsel opposed the bail

on the ground that there are six other cases of similar nature registered against the petitioner.

Learned counsel for the petitioner states that the petitioner is already on bail in three cases out of the aforesaid six cases.

In view of the above and the fact that the trial is unlikely to conclude in near future more so in the wake of outbreak of pandemic COVID, no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner-Nitin @ Ginni is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate, Chief Judicial Magistrate, concerned.

However, in case the petitioner indulges in any similar activity while on bail, the prosecution agency will be at liberty to seek the cancellation of the order granting bail to the petitioner.

[HARINDER SINGH SIDHU]
JUDGE

July 23, 2021
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no