

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

115

CRM-M-24450-2021(O&M)

Date of Decision: 03.12.2021

Ravi Kumar

....Petitioner

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. D.S. Virk, Advocate for the petitioner.

Mr. Amit Aggarwal, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C has been moved by petitioner – **Ravi Kumar** for grant of regular bail in case FIR No.526 dated 03.12.2020 under Section 394 IPC, registered at Police Station Rania, District Sirsa.

Status report dated 16.11.2021 has been received from Judicial Magistrate Ist Class, Ellenabad (Trial Court), in terms of which, testimonies of material prosecution witnesses namely Mangal Singh (complainant), Rajesh and Gurpreet Singh have been recorded on 16.11.2021.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that allegedly on 02.12.2020, four unknown persons committed robbery while causing injuries to complainant- Mangal Singh and further robbed him of Rs.2,68,890/-, whereas petitioner has no nexus whatsoever with the alleged offence. He further submits that during the course of trial, testimonies of material prosecution witnesses PW-2 Mangal Singh (complainant), PW-3 Rajesh and PW-4 Gurpreet Singh have already been recorded on 16.11.2021, wherein they have not uttered even a single word against the petitioner. He further submits that

case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is languishing in custody since 06.02.2021; that testimonies of material prosecution witnesses PW-2 Mangal Singh (complainant), PW-3 Rajesh and PW-4 Gurpreet Singh have already been recorded and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Ravi Kumar** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Duty Magistrate, Ellenabad, District Sirsa, as the case may be.

(LALIT BATRA)
JUDGE

03.12.2021

d.gulati

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No