

226

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

**CRM-M-28032-2021
Date of decision: 15.11.2021**

UDHAM SINGH @ BHARTERI

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vikram Singh, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0013 dated 19.01.2021, registered under Sections 395, 201, 412 of the IPC and Section 25 of the Arms Act at Police Station Julana, District Jind, Haryana.

Learned counsel for the petitioner submits that as per allegations in the FIR registered at the instance of complainant-Naresh, it is stated that he runs a taxi at Sonapat-Gohana Road and on the date of incident, five young boys booked his vehicle on rent and when they reached near a canal, the person sitting on the adjoining front seat got stopped the car on the pretext of urination and put out the key of the vehicle and one boy sitting on the rear seat put pistol on his head and asked him to alight from the vehicle and thereafter, he got removed his clothes and took away his mobile phone and Rs.3,000-4,000 along with the car and ran away.

Learned counsel for the petitioner further submits that the allegations against the petitioner is that he has purchased the stolen vehicle from co-accused Sahil, Anil and Sumit and thereafter, sold it to co-accused Pardeep, on which Section 412 of the IPC has been added.

Learned counsel for the petitioner further submits that the primary charge against the petitioner is of purchasing the said stolen vehicle.

Learned counsel for the petitioner further submits that though the petitioner is involved in number of other FIRs, however, in majority of cases, he is on bail or stands acquitted.

Learned State counsel has filed the custody certificate dated 13.11.2021 in Court today and as per the custody certificate, petitioner is in judicial custody for the last about 07 months and 22 days and he is involved in 14 FIRs out of which, he is stated to be on bail in some cases and in some cases, he has either undergone the sentence or stands acquitted.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the primary charge against the petitioner is of purchasing the stolen vehicle; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

(ARVIND SINGH SANGWAN)
JUDGE

15.11.2021
Chetan Thakur

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No