

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

CRM-M-29003-2021 (O&M)

Date of decision: 23.11.2021

Rahul @ Romeo

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vikas Lochab, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

This is a petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 307 dated 10.10.2019 under Section 379-A IPC and Section 25 of the Arms Act, 1959, registered at Police Station Nangal Chaudhary, District Mahendergarh.

Learned counsel for the petitioner submits that the petitioner has falsely been involved in the present case. The only allegation against the petitioner and other co-accused is that they have looted Rs. 2,330/- and 4 bottles of liquor from the liquor vend. It is further submitted that no injury has been attributed to the petitioner. The petitioner has been in custody since 13.01.2020.

Learned counsel for the petitioner further submits that the petitioner is not named in the FIR and has been indicted in the present case on the disclosure statement of the co-accused. Similarly placed co-accused Hans Ram has been granted regular bail by this Court vide order dated 23.04.2021.

Learned State counsel, while opposing the prayer for regular bail, has not disputed the factum of custody period of the petitioner. It is further stated that the challan has been presented. The petitioner is a habitual offender. He along with other co-accused has snatched Rs.2,330/- and 4 bottles of liquor from the liquor vend. It is further stated that the prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 13.01.2020. The prosecution witnesses are yet to be examined. The trial would take a long time in its conclusion. Thus, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

23.11.2021

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No