

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

CRM-M-37596-2021

Date of Decision: 30th September, 2021

Mohit

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

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

Ms. Harpreet Kaur, AAG, Haryana
for the respondent-State.

Mr. Naveen Kashyap, Advocate
for the complainant.

AVNEESH JHINGAN , J.(Oral)

1. Due to COVID-19 situation, the Court is convened through video conference.

2. This petition under Section 439 of the Code of Criminal Procedure is filed seeking regular bail in FIR No. 191, dated 01.06.2021, under Sections 324, 379B read with Section 34 of Indian Penal Code, 1860 and Section 25 of Arms Act, 1959 registered at Police Station Sadar Ballabhgarh, District Faridabad.

3. FIR was registered on the basis of the complainant given by Raju Singh alleging that on 31st May, 2021, when he was sleeping in the shop, two persons entered into the shop caused injuries with the knife and snatched Rs.7,000/- and mobile phone. During investigation Mohit-petitioner and Sachin were arrested. A knife was recovered from the petitioner while Sachin got recovered with snatched mobile.

4. Learned counsel for the petitioner submits that petitioner was not named in the FIR. The complainant has not identified the petitioner and the investigation is complete.

5. Learned State counsel opposes the prayer for grant of regular bail. However, she fairly submits that investigation is complete, challan stands presented.

6. Petitioner is in custody since 24th June, 2021. Involvement of the petitioner in the alleged incident is debatable issue. Investigation is complete, no further recovery is to be made. Conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petition is allowed.

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

(AVNEESH JHINGAN)
JUDGE

30th September, 2021

Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No