

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

CRM-M-39936-2021

Date of Decision: 9th November, 2021

Shekher @ Chander Shekhar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

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

Ms. Geeta Sharma, DAG, Haryana
for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No.280, dated 27.05.2021, under Sections 392, 506 read with 34 of IPC, 1860 and Section 30 of Arms Act, 1959, registered at Police Station Pundri, District Kaithal.

2. The FIR was registered at the instance of Anurag Mishra. It was alleged that on 24th May, 2021 at about 7:00 PM, Bunty and Shekhar@Chander Shekhar(petitioner) came on a motorcycle and snatched his mobile on gun point.

3. Learned counsel for the petitioner submits that petitioner is in custody since 28th May, 2021. Investigation is complete. The mobile was recovered from the co-accused. The recovery from the petitioner is only a motorcycle and toy pistol. He further submits that motorcycle number was not mentioned in the FIR. It is a case of false implication. There is a delay of three days in lodging the FIR.

4. Learned State counsel opposes the prayer for grant of regular

was used in the incident. She on instructions from SI Baldev Singh fairly submits that petitioner has no criminal antecedents and the snatched mobile was recovered from co-accused.

5. Without commenting upon the merits of the case, considering the delay in lodging the FIR; the fact that recovery of the mobile was made from the co-accused; investigation is complete, no recovery is to be made from the petitioner, petitioner is not involved in any other criminal case and conclusion of the trial is likely to take time, petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

7. 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

9th November, 2021
Parveen Sharma

Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No