

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2904 of 2022
Date of Decision:- 06.04.2022

Balram alias Ballu

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Pankaj Mehta, Advocate for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

KARAMJIT SINGH, J.

Prayer is for grant for regular bail to the petitioner in case having FIR No.256 dated 02.06.2021 registered under Sections 341/379-B/506, 34 IPC and 25 of Arms Act, 1959 (Section 285, 397 of IPC added lateron), Police Station Meham, Rohtak, Haryana.

The counsel for the petitioner submitted that the petitioner has been falsely implicated in the present case. The counsel further contended that the FIR was registered against unknown persons and later on the petitioner was arrested and is in custody for the last more than 8 months. The counsel further contended that after completion of investigation challan has been presented. So prayer is made for grant of regular bail to the petitioner.

The present petition is contested by the State counsel who submitted that as per the allegations in the FIR two persons travelling on a motorcycle intercepted Bintu, who was driving a tractor and said two

persons snatched bag from Bintu, in which there were Rs.93,384/-, after showing fire arm to him and they also fired in the air and then fled away on their motorcycle.

Admittedly, the FIR in this case was registered against two unidentified persons. Later on the petitioner was arraigned as accused and was arrested and presently is in custody for the last more than 8 months. The recoveries have already been effected in this case. On completion of investigation the police has presented challan in the court concerned against the accused persons. The trial is yet to begin. It will take considerable time for the conclusion of trial. As per custody certificate the petitioner is facing three other criminal cases. However, he is not absconding in any of those criminal cases. This court is of the view that no purpose would be served by detaining the petitioner in custody for any longer period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is hereby ordered to be released on regular bail subject to furnishing bail and surety bonds to the satisfaction of the CJM/Duty Magistrate concerned during the pendency of the trial.

06.04.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No