

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

CRM-M-4104-2022 (O&M)

Date of decision: 17.05.2022

Parvej

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Vishal Garg Narwana, Advocate for
Mr. Deepanshu Matya, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 364 dated 28.09.2021, registered under Sections 379-A, 411, 476 IPC, at Police Station City Sohna, District Gurugram.

Status report by way of affidavit dated 16.02.2022 of the Assistant Commissioner of Police, Sohna, Gurugram, already filed in the Registry, is taken on record.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that all the allegations are vague; that complainant/victim-Chirag and eye witness-Shubham Singla, while appearing in the witness box on 28.04.2022 as PW-2 and PW-3, have stated

that the mobile phone was not snatched by the accused-petitioner and have turned hostile and that as far as other cases against the petitioner are concerned, he is on bail. The petitioner has been in custody since 26.09.2021.

Learned State counsel, opposes the prayer for bail. However, he does not dispute the custody period of the petitioner and the fact that two star witnesses have turned hostile and have refused to identify the accused-petitioner in the Court.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 26.09.2021. Two material witnesses have turned hostile. The conclusion of the trial would take a long time. Hence, 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 on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

17.05.2022
Mangal Singh

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