

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-14095-2022 (O&M)
Date of Decision:- 8.4.2022

Ranjeet @ Ran Singh @ Raniya

.... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. J.S.Thind, Advocate, for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana,
assisted by ASI Sai Bhagwan.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.152, dated 4.12.2019, Police Station Satnali, District Mohindergarh, under Section 395 IPC and Sections 25/54/59 of Arms Act wherein it is alleged that on the night intervening 3/4.12.2019 when the complainant and his aunt were sleeping in their house, 4/5 persons entered into their house. While two of them gave beatings with *lathi* and *danda*, one of them was brandishing a pistol. It is alleged that the said person took away gold ear-rings and chain of her aunt.
2. Learned counsel for the petitioner submits that he is nowhere named in the FIR and that the falsity of the allegations against petitioner

would be evident from the fact that when complainant Satish (PW-5) and complainant's aunt Sudesh (PW-6) were examined by trial Court during the course of trial, they did not identify the petitioner to be an accused.

3. The aforesaid position is not disputed by learned State counsel. Learned State counsel has however, informed that the petitioner has been behind bars for the last more than 2 years although he is stated to be involved in one more case.
4. I have considered rival submissions addressed before this Court.
5. Having regard to the fact that the star witnesses have already resiled qua the petitioner and while also bearing in mind that the petitioner has been behind bars for the last more than 2 years, further detention of petitioner is not justified. The petition, as such, is accepted and the petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8.4.2022

Mohan

(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No