

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

CRM-M-20491-2021 (O&M)

Date of decision: 13.01.2022

Manjit @ Kalu

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Kanwar Sanjeev Kumar, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 467 dated 04.11.2020, registered under Sections 379-A, 34 IPC and Section 201 IPC added later on, at Police Station Civil Lines Hisar, District Hisar.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that the FIR was registered on the complaint of Sagar alleging therein that the petitioner had snatched his mobile phone; that the petitioner has been in custody since 04.11.2020; that as far as other cases are concerned, the petitioner is on bail in the said cases

and that co-accused, Abhishek, who is a juvenile, has already been granted bail.

Learned State counsel, while vehemently opposing the prayer for bail, submits that though the snatched mobile phone stands recovered, yet taking into consideration the criminal antecedents of the petitioner, he does not deserve concession of regular bail. However, he does not dispute the custody period of the petitioner. He further submits that the challan stands presented and the case is at the evidence stage.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 04.11.2020. The recovery of mobile phone of the complainant has already been effected. The case is at the stage of evidence. The conclusion of the trial would taken 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

13.01.2022
Mangal Singh

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