

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CRM-M-20362-2022**

DATE OF DECISION: JULY 5, 2022

SUNIL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

**CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.**

PRESENT: MR. PARVEEN SHARMA, ADVOCATE FOR THE PETITIONER.  
MR. ANMOL MALIK, DAG, HARYANA.

**MANOJ BAJAJ, J.(ORAL)**

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.207 dated 26.12.2020, under Section 379-B, 34 IPC (Section 411, 201 IPC added later on), Police Station Moohana, District Sonipat, who is in custody since his arrest on 22.3.2021.

As per the FIR, on 25.12.2020, when the complainant was going to his village Bajana Kalan from Sonapat on his motorcycle bearing registration No.HR42-E-8212 and reached Sitawali and Mahra road, three unknown young persons standing in-between the road forced him to stop and snatched a sum of Rs.11,000/-, his licence, Aadhar Card, Purse and his motorcycle and fled away from the spot. On these broad allegations, the present FIR was registered.

Learned counsel for the petitioner has argued that after the prosecution has examined the material witnesses including the complainant and Mukesh, PW2, but they have not supported the prosecution case. In this

regard, he has drawn the attention of the Court to their depositions recorded before the Court, i.e. Annexures P-2 and P-3. He prays for bail.

On the other hand, learned State counsel assisted by SI Samunder while opposing the aforesaid prayer has submitted that the petitioner is involved in other cases also. However, it is not disputed that in the present case, the material witnesses have been examined, but according to the learned State counsel, still 9 witnesses remain to be examined on behalf of the prosecution.

Considering the above background and the custody of the petitioner, and the fact that material witnesses have already been examined the further detention of the petitioner may not be necessary for any useful purpose, as the trial would take considerable time to conclude. Further, the remaining witnesses are the police officials and at present there does not seem any possibility of their being won-over.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail in the above case, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

July 5, 2022  
Gulati

**(MANOJ BAJAJ)**  
**JUDGE**

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No