

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20878-2022 (O&M)
Date of decision: 20.05.2022

Ravi

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Arun Singal, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.450 dated 19.09.2020 under Section 379-A IPC and Section 25 of Arms Act (Sections 395, 397, 201 IPC and Section 27 of Arms Act were added later on), registered at Police Station Sadar, Sonipat, District Sonipat.

Learned counsel for the petitioner relies upon the order dated 20.07.2021 passed in CRM-M-13190-2021, vide which co-accused Mohit @ Sethi was granted the concession of regular bail, by passing the following order:-

“...Learned counsel for the petitioner submits that the FIR was registered on the complaint given by Jagbir Singh that the petitioner along with co-accused has snatched his car at gun point

and has also taken his mobile phone. It is further submitted that the petitioner is first offender and after his arrested, no recovery was effected. It is also submitted that the petitioner is in custody since 02.10.2020; challan stands presented and he is no more required for further investigation.

Learned State counsel has filed the custody certificate dated 19.07.2021 in the Court today and has submitted that after arrest of the petitioner, he made a disclosure statement confessing his guilt and thereafter, he got demarcated the place of occurrence. It is also submitted that the petitioner was identified by the complainant by mentioning his name...”

For the sake of brevity, facts are not reproduced again.

Learned counsel submits that allegations against the petitioner are identical in nature and after his arrest, nothing was recovered from him. It is further submitted that the car was recovered in another FIR No.418 and in the present case, challan has been presented and the petitioner is in custody for the last 01 year, 07 months and 12 days, though he is involved in three more FIRs, however, is on bail in the said cases.

Learned State counsel, on the basis of custody certificate filed in the Court today, has not disputed the factual position, however, it is submitted that the petitioner is involved in five more FIRs and out of total 26 prosecution witnesses, 03 PWs have already been examined.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering long custody of the petitioner, the fact that it will take some in conclusion of the trial and also in view of the

fact that co-accused of the petitioner has already been released on regular bail, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

20.05.2022
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No