

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

**CRM-M-24605-2021
Date of decision: 06.01.2022**

Pardeep @ Bhatmandu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Rakesh Dhiman, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 27 dated 06.02.2021, registered under Sections 458, 307, 392, 342, 120-B, 34 of the IPC and Section 25 of the Arms Act, 1959 at Police Station Dujana, Jhajjar, District Jhajjar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Jasbir Singh, it is stated that he is residing in a rented premises and working as Engineer in Denso Company at Dadri Toy. On the day of incident, when he was going back to his rented house, four young boys entered into his house, out of whom, three boys were muffled face and one boy was open faced with a pistol in his hand and told the complainant that they are on the run and asked for the keys of the car. In the meantime, a boys slapped the complainant on his face and the boy, who was holding the pistol, fired the

shot with intention to kill the complainant, however, the bullet hit on the wall of the house. The second boy snatched the gold chain from the neck of complainant and the third boy took away his mobile phone and the fourth boy snatched the keys of the car bearing registration number HR-51-AW-0586 and they also took away the LED installed in the house. Thereafter, they locked the complainant in the room and ran away.

Learned counsel for the petitioner further submits that during investigation, the snatched car, mobile phone and the LED were found in a nearby place and co-accused Manjit was arrested on 08.04.2021, who suffered disclosure and thereafter, the petitioner was arrested on 08.04.2021.

Learned counsel further submits that the motorcycle was recovered from co-accused Parveen along with pistol. It is further submitted that all the other three co-accused Manjit, Parveen @ Kala and Sagar @ Susha have already been granted concession of regular bail either by the Court of Sessions or by this Court. Learned counsel has placed on record the orders passed in this regard.

Learned counsel further submits that investigation qua the petitioner is complete and he is no more required for any further custodial investigation and he is in judicial custody for the last 08 months and 14 days.

In reply, learned State counsel has not disputed the fact that all the other three co-accused have already been granted the concession of regular bail, however, on the basis of the custody certificate, it is submitted that the petitioner is involved in two more FIRs under Sections 294 and 285 of the IPC and two other FIRs under Section 25 of the Arms Act, 1959.

In reply, learned counsel for the petitioner submits that the petitioner is on bail in all the aforesaid FIRs/cases.

After hearing learned counsel for the parties, without commenting anything on the merits of the case, considering the facts that the petitioner is in judicial custody for the last more than 08 months; all the other three co-accused, including co-accused Manjit, on whose disclosure the petitioner was nominated in this case, have already been granted the concession of regular bail, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

06.01.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No