

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

**CRM-M No.22979 of 2022
Date of Decision:- 30.05.2022**

Ashok @ Shoki

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Partap Singh, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

KARAMJIT SINGH, J.(Oral)

Prayer is for grant of regular bail in case having FIR No.162 dated 15.03.2022 registered under Sections 323, 342, 365, 397, 506, 34 IPC and Section of 25 Arms Act (later on Section 324 IPC and Sections 25(1-B) & 27/54/59 of Arms Act were added) at Police Station Old Industrial, Panipat, Haryana.

Notice of motion.

On asking of the Court, Ms. Harpreet Kaur, AAG, accepts notice on behalf of State of Haryana.

As per the allegations appearing in the FIR, complainant Balwan Singh was abducted by Baljit, Daya Singh, Abhishek, Jagmal and Randeep, who also gave beatings to him and forcibly took him in their vehicle and also taken away Rs.10,000/- belonging to him and that complainant after escaping from their clutches, reported the matter to the police.

The counsel for the petitioner contends that the petitioner who was arrested on 15.03.2022 was not named in the FIR and was later on nominated as an accused on the basis of disclosure made by co-accused Baljit. The counsel further contends that no incriminating article was recovered from the possession of the petitioner and that the challan has already been presented by the police. The counsel for the petitioner further made prayer that the petitioner be released on regular bail.

The present petition is contested by the State counsel, who submitted that serious allegations are appearing on the record against the petitioner and other accused persons. The State counsel further submits that trial is yet to begin.

I have considered the submissions made by counsel for the parties.

Admittedly, the petitioner was not named in the FIR and he was arrested on 15.03.2022 and is presently lodged in judicial custody. No incriminating article was recovered from his possession by the police. After completion of investigation the police has

presented challan against the accused persons. However, it will take time for the trial to complete.

In view of the above, no purpose would be served by keeping the petitioner in custody for any longer period. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

30.05.2022

P. Chawla

**(KARAMJIT SINGH)
JUDGE**

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No