

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH.

CRM-M-42071-2022(O&M)  
Decided on: 19.09.2022

Lovepreet

.. Petitioner

VERSUS

State of Haryana

.. Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

PRESENT Mr. Manjeet Saini, Advocate,  
for the petitioner.

Mr. Naveen S. Panwar, DAG, Haryana.

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**JASGURPREET SINGH PURI, J. (ORAL)**

**CRM-34427-2022**

For the reasons mentioned in the application, the same is allowed  
subject to all just exceptions.

**CRM-M-42071-2022**

The present petition has been filed under Section 439 of the  
Code of Criminal Procedure for the grant of regular bail to the petitioner in  
case FIR No.247 dated 04.06.2022 under Sections 379-A and 34 of Indian  
Penal Code, registered at Police Station Model Town, District Panipat.

It has been submitted by the learned counsel for the petitioner  
that the petitioner is in custody from 28.06.2022 and the investigation of the  
case has already been completed and thereafter challan under Section 173  
Cr.P.C. has also been presented. He further submitted that the petitioner has  
not involved in any other case and no recovery is to be effected from the  
petitioner and has been falsely implicated in the present case. He further  
submitted that once the investigation has been completed and the trial of the

case may take long time then considering his antecedents as well, he may be considered for the grant of regular bail. He further submitted that two of the co-accused, namely, *Pawan @ Sinha and Karan*, have already been granted regular bail by the Ld. Addl. Sessions Judge, Panipat, vide order dated 02.09.2022

On the other hand, Mr. Naveen S. Panwar, learned Deputy Advocate General, Haryana, has submitted that it is correct that the petitioner is in custody from 28.06.2022 and the investigation of the case has already been completed and no recovery is to be effected from the petitioner. He also submitted that it is correct that the petitioner is not involved in any other case and the other two co-accused have been granted regular bail by the Ld. Addl. Sessions Judge, Panipat.

I have heard the learned counsel for the parties.

The investigation of the case is already complete. The subject matter of the theft as per the FIR, was Rs.5000/- two gold rings and a mobile phone along with the purse containing ATM Card, Aadhaar Card and Driving Licence. Nobody has been named in the FIR and the other two co-accused have been granted regular bail by the Ld. Addl. Sessions Judge, Panipat. The petitioner is stated to be not involved in any other case.

Therefore, without commenting on the merits of the case and considering the totality of circumstances, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

All the miscellaneous applications, if any, shall be deemed to be disposed of since the main case has been disposed of.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

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| <b>19.09.2022</b> | <b>(JASGURPREET SINGH PURI)</b> |          |
| Anjal*            | <b>JUDGE</b>                    |          |
|                   | Whether speaking / reasoned     | Yes / No |
|                   | Whether reportable              | Yes / No |