

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

220

CRM-M-18690-2023 (O&M)
Date of Decision: 24.04.2023

Rohan @ Rahul

... Petitioner

VS.

State of State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Simranjeet Singh, Advocate for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

Sandeep Moudgil, J. (Oral)

The present petition under Section 439 Cr.P.C. has been filed for grant of regular bail to the petitioner in case FIR No. 400 dated 01.08.2022, registered under Section 379-A of IPC read with Section 34 of IPC registered at Police Station City Fatehabad, District Fatehabad.

Learned counsel for the petitioner contends that the recovery from the petitioner is of one Lava mobile phone, belonging to the complainant, Rs. 1000/- and the Aadhar Card.

Learned State counsel submits that the petitioner is in custody for the last 08 months 20 days as is evident from the custody certificate, which is taken on record. Since the trial is likely to take some time and no prosecution witnesses have been examined so far except the complainant, no useful purpose would be served by keeping the petitioner behind the bars.

Considering the above said facts and particularly the fact that nothing is to be recovered from the petitioner, the petitioner is directed to be

released on bail subject to furnishing bail bonds/personal security to the satisfaction of CJM/Duty Magistrate, Fatehabad.

The petition stands allowed.

However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

24.04.2023
Harish Kumar

(SANDEEP MOUDGIL)
JUDGE

1. *Whether speaking/reasoned?*

Yes/No
2. *Whether reportable?*

Yes/No