

2023:PHHC:085800

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

Sr. No.104+205

**CRM-27239-2023 in/and
CRM-M-21514-2023
Date of Decision: July 07, 2023**

CHIRAG SOOTWAL @ MONI

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sahil Goel, Advocate, for the petitioner.

Mr. Krishan K.Chahal, Addl. Advocate General, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

CRM-27239-2023

This application has been filed for placing on record the copy of
bail order of the co-accused as Annexure P-2.

For the reasons stated therein, the application is allowed.
Annexure P-2 is taken on record.

CRM-21514-2023

The present petition has been filed by the petitioner under
Section 439 Cr.P.C for grant of bail pending trial in case FIR No.153 dated
10.11.2022 registered under Sections 379-A, 34, 201 IPC at Police Station
GRP, Rewari.

2. It is submitted by the counsel for the petitioner that the case
against the petitioner is totally concocted. To connect the involvement of
the petitioner a recovery of Rs.15,00/- has been fabricated by the police.

Recovery of money is not the recovery in the eyes of law. Still further, it is

submitted that two co-accused, in similar allegations have already been released on bail by the trial Court. Hence, the petitioner deserves to be released on bail pending trial.

3. On the other hand, learned State Counsel, on instructions from the concerned police official, submits that the petitioner is involved in a heinous crime. The petitioner is having one more case of similar nature. There has been a recovery from the petitioner as well. However, it has not been disputed that two co-accused, almost similar role, have already been released on bail by the trial Court.

4. In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

July 07, 2023
Ankur

(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No