

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

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**2023:PHHC:108536**

**CRM-M-39798-2023**

Date of decision: August 21<sup>st</sup>, 2023

Gurpreet Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. Chander Shekhar Singhal, Advocate  
for the petitioner.

Ms. Trishanjali Sharma, Deputy Advocate General,  
Haryana.

**MANJARI NEHRU KAUL, J. (ORAL)**

The petitioner is seeking concession of regular bail in case  
FIR No.455 dated 28.12.2022, under Sections 379-A of the IPC,  
registered at Police Station Mullana, District Ambala

Learned counsel for the petitioner, while drawing the  
attention of this Court to the FIR which has been annexed as  
Annexure P-1, *inter alia*, contends that a perusal of the same reveals  
that the petitioner was not named therein as it was registered against  
unknown boys, who allegedly snatched the complainant's mobile and  
fled away thereafter. He submits that the petitioner has now been in  
custody since 27.01.2023. Investigation is complete and charges stand  
framed on 18.07.2023. Hence, there is no likelihood of the trial  
concluding in the near future as eight prosecution witnesses have been  
cited and none of them has been examined till date.

*Per contra*, learned State counsel while opposing the  
prayer and submissions made by learned counsel for the petitioner, has

submitted that the petitioner along with co-accused snatched the mobile phone of the complainant and thereafter fled away from the spot. It has also been submitted that the petitioner is a habitual offender as he is involved in two other cases of similar nature.

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner is in custody since 27.01.2023 and after the charges were framed, none of the eight prosecution witnesses had been examined. The trial, therefore, is unlikely to conclude in the near future.

In the facts and circumstances as enumerated hereinabove, the instant petition is allowed. The petitioner be admitted to bail to the satisfaction of the trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

**August 21<sup>st</sup>, 2023**  
*Puneet*

**(MANJARI NEHRU KAUL)**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No