

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50940 of 2022(O&M)
Date of Decision: 19.04.2023

Pardeep

...Petitioner

Versus

State of Haryana

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Deepak Chaudhary, Advocate
For the petitioner.

Mr. Naveen Sheoran, DAG Haryana.

Mr. R.D. Rattewal, Advocate
For the complainant.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in case having FIR No. 464 dated 29.08.2022, registered under Sections 379-A read with Section 34 IPC at Police Station City, Fatehabad.

FIR in this case was registered on the basis of statement of complainant Raj Kaur wherein she alleged that on 29.08.2022 she along with her daughter Nisha was going and at that time two young men riding on a motor cycle snatched her bag containing Rs.20,000/-.

The counsel for the petitioner, *inter alia*, submits that the petitioner is in custody since 29.08.2022 and the alleged recovery is already effected and now the matter has been compromised between the parties and

co-accused Sandeep Kumar is granted concession of regular bail by this Court vide order dated 21.02.2023 having CRM-M-48000 of 2022.

The counsel appearing on behalf of complainant Raj Kaur and her daughter Nisha has admitted the fact of compromise and further submits that he is having no objection if the present petition is allowed.

The present petition is opposed by the State counsel who submits that petitioner and Sandeep Kumar snatched bag containing Rs.20,000/- belonging to the complainant on 29.08.2022. However, the State counsel has not disputed the fact that recovery is already effected in this case and co-accused Sandeep Kumar has been given benefit of regular bail by this Court vide order dated 21.02.2023.

Admittedly, after completion of investigation the police has presented challan and during investigation the petitioner and co-accused Sandeep were arrested and recovery of snatched articles was effected and the petitioner is in custody since 29.08.2022. It also appears that now matter has been compromised between the parties. Thus, no useful 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 bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

19.04.2023
Jiten

(KARAMJIT SINGH)
JUDGE

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