

CRM-M No.49891 of 2023 (O&M)

2023:PHHC:159746

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

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CRM-M No.49891 of 2023 (O&M)
Date of Decision: 13.12.2023

ISHUB @ YUSUF

.....Petitioner

Vs

STATE OF HARYANA

....Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Sunil Pandey, Advocate
for the petitioner.

Mr. Dhruv Sihag, Asstt. A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.476 dated 07.09.2021 registered under Section 379-A IPC at P.S. Model Town, Rewari (Haryana).
2. Reply by way of affidavit of Pawan Kumar, HPS Deputy Superintendent of Police, Rewari, District Rewari on behalf of respondent/State has been filed in Court. The same is taken on record.
3. Learned counsel for the petitioner submits that the petitioner has been implicated with the allegations of having snatched gold chain from the neck of complainant.
4. The prayer made on behalf of the petitioner has been opposed by learned State counsel while submitting that petitioner is involved in around 30 cases of similar nature, therefore, does not deserve concession of regular bail.

5. I have heard learned State counsel and gone through the contents of paper book as well as FIR.

6. In the present case, the petitioner has already suffered incarceration for a period more than 1½ years as of now. Though the antecedents of petitioner are not in his favour, however given the fact that other co-accused namely Salim with the similar incidents stands discharged, thereby creating doubt in the veracity of prosecution story.

7. Considering the fact that the petitioner has already suffered incarceration for a period of more than 1½ years and co-accused with similar nature of allegations stands discharged, I do not find any justification to extend the incarceration of the petitioner.

8. Accordingly, without expressing any opinion 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 adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

December 13, 2023

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No