

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-449-2024

Date of decision:- 18.01.2024

MONU KUMAR

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

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

Mr. G.S. Dhillon, AAG, Haryana

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court under Section 439 Cr.P.C. has been invoked for grant of regular bail to the petitioner in FIR No.452, dated 11.08.2023 under Sections 34/379-B (Section 201 added later on) registered at Police Station Palam Vihar, District Gurugram.

Counsel for the petitioner has contended that the petitioner has not been named in the present FIR and has been falsely implicated in the present case. As per prosecution story, three young boys came from behind and gave fist blow on the month of the complainant and snatched his purse, Rs.200 alongwith his aadhar card. It is asserted that the complainant has failed to identify the petitioner as well.

According to the custody certificate filed by learned State counsel, the petitioner has suffered incarceration 04 months and is having clean antecedents. He prays for dismissal of the present petition stating that the petitioner has actively participated in the commission of offence.

Considering the aforesaid facts and circumstances added with the fact that complainant has failed to identify the petitioner and prosecution agency has also failed to show any incriminating material against the petitioner to connect him with the commission of offence, this Court deems it appropriate that the petitioner deserves the concession of regular bail.

In view of the aforesaid discussions made hereinabove, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

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

18.01.2024

Sham/ramandeep singh

(SANDEEP MOUDGIL)
JUDGE

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