

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2644-2024
Date of Decision:24.01.2024

Pankaj and Anr. ...Petitioners

vs.

State of Haryana ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Ms. Divyadeep Walia, Advocate
for the petitioners.

Ms. Sheenu Sura, Deputy Advocate General, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioners have filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to them in case FIR No. 483 dated 04.09.2023, registered under Section 379-B of IPC (challan presented under Sections 392,394 of IPC), Police Station Pinjore, District Panchkula.
2. Learned counsel for the petitioners submit that the petitioners had allegedly snatched the car and other articles, after causing the injuries to the complainant, who was a cab driver. Learned counsel further submits that both the petitioners are students of D.Pharmacy and were deputed for practical training at Community Health Centre, Dhakoli and their fathers are serving in BSF and Education Department respectively. Learned counsel further contends that even the injuries, allegedly suffered by the complainant were simple in nature. The petitioners are in custody since 04.09.2023 and are the first offenders. Learned counsel further contends that the final report under Section 173 Cr.P.C has been presented against the petitioners and further custody of the

petitioners will not serve any meaningful purpose.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioners on the ground that specific allegations have been levelled against the petitioners and does not deserves the concession of bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. It is not in dispute that the petitioners are students and are in custody since 04.09.2023. All the offences in the present case are triable by the Court of Magistrate and the petitioners are the first offenders.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioners are ordered to be released on bail subject to their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

24.01.2024

hitesh

(N.S.SHEKHAWAT)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No