

2024:PHHC:033193

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-11088-2024
Date of decision : 07.03.2024

Harmanpreet Singh Petitioner

versus

State of Haryana Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. L.M. Brara, Advocate
for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.705 dated 08.12.2023, registered for the offence punishable under Section 379-A of IPC, 1860 (Section 427 of IPC, 1860 added later on) at Police Station Jagadhir City, District Yamunanagar.
2. FIR was registered on the information suffered by Ankit son of Raj Kumar claiming that his car was snatched by unknown persons. Petitioner was arrested on the basis of information received and he further led to the recovery of the car.
3. Counsel for the petitioner relies upon statement made by complainant by way of affidavit where he claims to have been exculpated by the complainant. Further submits that the Court below totally misdirected itself in denying the bail to the petitioner relying

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upon the fact that he was facing another case in FIR No.141 dated 12.05.2023, under Sections 279, 304-A and 427 of IPC. Reliance is being placed upon judgment passed by Supreme Court in '*Prabhakar Tiwari vs. State of U.P.*' reported as (2020) 1 RCR (Cri.) 831.

4. Without further commenting on the merits of the case, keeping in view that the complainant seems to have settled with the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

5. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

07.03.2024

Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No