

2024.PHHC:145252



CRM-M No.31523 of 2024 (O&M)

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

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**CRM-M No.31523 of 2024 (O&M)
Date of Decision: 07.11.2024**

PARMOD @ MADI**.....Petitioner****Vs****STATE OF HARYANA****....Respondent****CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Ms. Neeru Bansal, Advocate
for the petitioner.

Ms. Safia Gupta, Asstt. A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. Vakalatnama filed on behalf of the petitioner having endorsement of no objection from the earlier counsel is taken on record.
2. By way of this third 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.715 dated 06.09.2023 registered under Sections 341, 34, 120-B IPC and Sections 25, 54, 59 of the Arms Act at Police Station Karnal City, District Karnal, wherein the petitioner has been implicated with the allegations of having snatched a bag containing Rs.10 lakhs from the complainant by putting him under the threat of country made pistol.
3. The prayer made on behalf of the petitioner has been opposed by learned State counsel while referring to the antecedents of the petitioner, who is stated to be involved in four more cases of almost similar nature.



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4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.
5. In the present case, the investigation already stands concluded with the filing of challan followed by framing of charges. Petitioner is behind the bars for a period of almost 13 months. So far, out of total 20 prosecution witnesses only 10 witnesses have been examined and the trial is likely to take some time in its culmination. Moreover, the complainant while appearing as PW-2 neither identified the petitioner nor even supported the prosecution version and, thus, declared hostile.
6. In such circumstances the mere fact that the petitioner is involved in four more cases, wherein he is already on bail, I do not find any justification to extend his incarceration.
7. 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.
8. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

November 07, 2024
Atik

(HARKESH MANUJA)
JUDGE

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