

2025.PHHC.159415



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

CRM-M-48900-2025 (O&M)

Reserved on : 07.11.2025

Pronounced on : 18.11.2025

Subhash Pandey

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Mohan Singh Rana, Advocate
for the applicant-petitioner.

Ms. Himani Arora, DAG, Haryana.

MANISHA BATRA, J.

1. This petition has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking regular bail in case bearing FIR No. 2288 dated 18.11.2019, registered under Sections 379-A, 34 and 201 of IPC at Police Station Shivai Nagar, District Gurugram.

2. As per the allegations, complainant Arvind Mandal submitted a written complaint alleging that on 12.11.2019, two youths, who came riding a motorbike, had snatched his mobile phone make Nokia and had escaped with the same. After registration of the FIR, investigation proceedings were initiated. The petitioner was apprehended on 19.11.2019. He was interrogated and suffered disclosure statement admitting his involvement in the crime and got recovered four mobile phones as well as his motorbike used at the time of crime. On his disclosure, co-accused Sudhakar Pandey was nominated as such and had also been arrested. The petitioner was extended benefit of bail on

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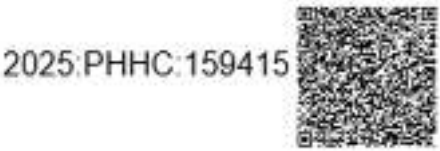
18.12.2019 by the learned trial Court. During the course of trial, he absented himself on 04.11.2019, due to which, his bail was cancelled and bonds were forfeited to the State. He was re-arrested on 03.07.2025. He had moved an application for grant of regular bail to him but the same had been dismissed by the learned trial Court, vide order dated 25.08.2025.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. His absence before the learned trial Court was unintentional. Now, he is in custody since 03.07.2025. No useful purpose would be served by detaining him into custody anymore. Hence, it is urged that the petition deserves to be allowed.

4. Status report has been filed by the respondent-State. Learned State counsel has argued that the petitioner is a bail jumper. There are chances of his absconding again, if released on bail. Therefore, it is urged that he does not deserve to be released on bail.

5. This Court has heard the rival submissions.

6. The petitioner has been in custody since 03.07.2025. It is revealed from the record that after being released on bail previously, he had absented himself on 23.09.2021 and was extended benefit of bail on 01.12.2022 and then he absented again. However, due to this fact alone, he cannot be denied his release on bail as detaining him through the entire trial would not serve any useful purpose. Keeping in view the aforesaid facts, this Court is of the considered opinion that the petitioner deserves to be released on bail. Accordingly, the petition is allowed and the petitioner is ordered to be



released on bail subject to his furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

18.11.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>