

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

CRM-M No.13994 of 2015 (O&M)

Date of Decision: 12.10.2015

Harminder Singh @ Harry

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Nand Lal Sammi, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent along with Inspector Kulbhushan.

Ms. Sunita Nambiar, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail in case FIR No.240 dated 08.07.2013, under Sections 302, 364, 201, 212, 34, 120-B of the Indian Penal Code, registered with Police Station Mahesh Nagar, Ambala, District Ambala (**Annexure P-1**).

As per the Investigating Agency, the deceased-Gurpal was kidnapped by 11 accused including the present petitioner/accused and his body was chopped off in pieces and thereafter thrown in a Canal. The motive of the crime is a revenge as deceased-Gurpal was acquitted from the charges of murder of Joginder Singh who is none else than the father of the present petitioner.

Learned Counsel for the petitioner has argued that except the planning part, no other role has been attributed to the present petitioner. He next argues that even in the disclosure statement of main accused-Randeep @ Rana, his name was

not specifically mentioned qua conspiracy hatched by the accused in the murder of Gurpal, apart from the fact that is not admissible qua the petitioner/co-accused.

Learned State Counsel, on instructions from Inspector Kulbhushan, submits that some of the material witnesses are yet to be examined apart from stating that keeping in view the brutal nature in which the heinous crime has been committed, no case for grant of bail is made out. He further submits that the Uncle of the petitioner and the brother of Joginder Singh (since deceased) i.e. accused-Satwinder Singh @ Kaka has revealed the role of his all the three nephews including the petitioner in planning the alleged offence. The petitioner has also been attributed the role of conducting a recce of the area, while the crime was being committed.

Status report by way of affidavit dated 10.10.2015 of Sh. Jagdeep Singh, Asstt. Commissioner of Police, Ambala Cantt. on behalf of the State has also been filed.

At this stage, learned counsel for the petitioner wishes to withdraw the present petition.

Dismissed as withdrawn.

October 12, 2015
Gagan

(JASWANT SINGH)
JUDGE