

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.19700 of 2015
Date of decision : 10.6.2015

SunilPetitioner

Vs.

State of HaryanaRespondent

CORAM: Hon'ble Mr. Justice G.S. Sandhwalia

Present:- Mr. Manoj K. Tanwar, Advocate for the petitioner

G.S. Sandhwalia, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for grant of interim regular bail for four days to attend the last rites and customs of petitioner's father, namely, Rajpal in FIR No.234 dated 27.5.2015 under Sections 148,149,307,323,506 IPC and Section 25/54/59 of Arms Act registered at Police Station, Mohindergarh, District Mohindergarh.

Notice of motion.

Mr. Deepak Sabharwal, Addl. Advocate General, Haryana accepts notice on behalf of respondent.

It has been pleaded that father of the petitioner who was injured in the said FIR has died on 2.6.2015 and in such circumstances the interim bail is prayed for.

An application for grant of interim was filed before the Additional Sessions Judge, Narnaul who vide order dated 4.6.2015 (Annexure P/3) has dismissed the same on the ground that as per police report there was tension in the village, therefore, he was not inclined to grant interim bail to the petitioner.

From the facts and circumstances of the case it reveals that there is a cross version also and the petitioner is allegedly the elder son and that he had performed the cremation. Therefore, it would be appropriate if he also attends the final rites (Rasam Pagri) of his father which is to be held on 12.6.2015.

Accordingly, this Court is of the opinion that the petitioner is entitled for benefit of interim regular bail for four days and he is granted the same from 11.6.2015 till 14.6.2015 to the satisfaction of the CJM/Duty Magistrate, Narnaul. He shall surrender before the Chief Judicial Magistrate/Ilqlqa/Duty Magistrate, Narnaul on 15.6.2016 at 10.00 AM.

The petition stands disposed of accordingly.

Copy of this order be given to the counsel for the petitioner under the signature of the Special Secretary of this Court.

10.6.2015
Pka

(G.S. Sandhawalia)
Judge