

CRM-M-23842-2015

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

CRM-M-23842-2015

Date of Decision: 31.07.2015

Bhagat Singh

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?.
- 2) To be referred to the Reporters or not ?.
- 3) Whether the judgment should be reported in the Digest ?

Present: Mr. Saurabh Dalal, Advocate,
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Paramjeet Singh, J. (Oral)

Instant petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.246 dated 06.09.2012, registered at Police Station Kalanaur, Rohtak, under Sections 148/149/302/323/341/216/325 of the Indian Penal Code.

Learned counsel for the petitioner contends that co-accused Jag Mohan Singh and Ravinder Singh, who have attributed same role as of petitioner, have been released on bail and the petitioner is also entitled for bail on the ground of parity. The petitioner has been behind bars

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since 02.10.2012.

Per contra, learned State counsel vehemently opposes the contentions of learned counsel for the petitioner and contends that major role has been attributed to the petitioner.

I have heard learned counsel for the parties and perused the record.

There are serious allegations against the petitioner that he along with others picked up the son of complainant on 03.09.2012 and gave him beatings. On 05.09.2012, the dispute arose again and petitioner along with others caused injuries to Bajrang, son of complainant and Sanjeev, son of Radhey Shyam. When Bajrang and Sanjeev were taken to the hospital in a bus, the petitioner along with others got alighted the injured on the way and caused injuries to the injured. As a result of it, Bajrang expired. The motive behind the alleged occurrence is stated to be murder of father of the present petitioner allegedly committed by the complainant party.

Keeping in view the fact that the petitioner is attributed major role in the alleged occurrence as well as there was motive behind the alleged occurrence and long standing enmity between the parties, the petitioner does not deserve the concession of bail.

Dismissed.

31.07.2015
parveen kumar

(Paramjeet Singh)
Judge