

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-24760 of 2015
Date of Decision : 20.08.2015

Rajesh @ Khosara

.....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Deepak Girotra, Advocate
for the petitioner.

Mr. Gazi Mohd., DAG, Punjab.

R.P. Nagrath, J. (Oral)

Prayer in the instant petition is made under Section 439 Cr.P.C. for grant of regular bail in FIR No. 94 dated 07.02.2012 for offences under Sections 394, 397, 412 and 120-B of Indian Penal Code (IPC) and Section 25 of the Arms Act, registered at Police Station City, District Rohtak.

The date of incident is 07.02.2012. The petitioner was, however, arrested in July, 2014. It was the version in the FIR that one of the miscreant hit the victim on the head with the butt of the gun. The gun was recovered in July, 2014 from the petitioner i.e. after 2 ½ years of the incident and some stolen gold articles were also recovered.

Learned counsel for the petitioner submits that the complainant has since been examined and has not supported the prosecution case.

The case of the petitioner is *pari materia* with the case of co-accused Virender @ Vicky and Riza Ul Haq who have been granted bail in CRM-M-16778 of 2015 and CRM-M-21750 of

2015 vide order dated 16.07.2015 and 06.08.2015 respectively, passed by this Court.

The petitioner is in custody since 07.07.2015 and it will take sometime in conclusion of the trial.

In view of the above and without commenting on merits of the case, the instant petition is allowed and petitioner be admitted to bail on furnishing bail bonds to the satisfaction of the trial Court.

Allowed in the above terms.

August 20, 2015
jk

(R.P. NAGRATH)
JUDGE