

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

CRM-M-25029 of 2015

Date of Decision: **September 01, 2015**

Ashok Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Chanderhas Yadav, Advocate,
for the petitioner.

Mr. C.S. Bakshi, Addl. AG, Haryana.

M.M.S. BEDI, J. (Oral)

The case against the petitioner is that he had received sum of Rs.5,000/- from Leela Ram, complainant in a case of assault, with the promise that he will incorporate Section 307 IPC and subsequently he raised the demand of Rs.50,000/- for converting offence under Section 308 IPC into 307 IPC in the FIR. The amount was allegedly handed over to Subey Singh who handed over this money to petitioner for introducing Section 307 IPC.

Without expression of any opinion on merits, it is sufficient to observe that the petitioner has been in custody w.e.f. 15.06.2015; co-accused of the petitioner Rajinder Singh is absconding and the challan has already been presented against the petitioner. On asking by the Court, it has been informed that the offence under Section 308 IPC is already existing in the FIR and till date in the criminal case under Section 308 IPC, challan has not yet been presented.

In view of said circumstances, the petitioner can be granted the concession of bail. However, taking into consideration the fact that petitioner is a police official, in order to avoid chances of tampering with the evidence, it is ordered that petitioner will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to his furnishing an undertaking that he will continue to appear before the trial Court and will not tamper with the evidence and will not in any manner directly or indirectly make an attempt to influence the witnesses by threat or otherwise. In case of any such eventuality, the present order will be liable to be cancelled.

(M.M.S. BEDI)
JUDGE

September 01, 2015
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