

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

**Criminal Misc. No. M-25059 of 2015
Date of Decision:-07.8.2015**

Balraj alias Bantu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Ivneet Singh Pabla, Advocate
for the petitioner.

Mr. Kapil Aggarwal, Additional A.G., Haryana
assisted by S.I. Jagdish Chander.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner namely, Balraj alias Bantu in case FIR No. 430 dated 6.11.2014, under Sections 120-B, 365 and 397 IPC read with Section 34 IPC, registered at Police Station Shahbad.

Learned counsel for the petitioner contends that apart from the fact that other co-accused namely, Anil Kumar alias Munna and Ram Kishan have been granted regular bail by this Court in **CRM-M-516 of 2015** and **CRM-M-4481 of 2015** vide order dated 14.1.2015 and 18.2.2015, the case of the petitioner is required to be considered in the

light of the aforesaid orders. He further submits that the petitioner is in custody since 8.11.2014 and the only difference between the case of the petitioner and the co-accused, namely, Anil Kumar alias Munna and Ram Kishan is of the factual matrix recorded in the FIR as Section 397 IPC has been added later on.

Learned State counsel on instructions from SI Jagdish Chander though does not dispute the fact that other co-accused namely, Anil Kumar alias Munna and Ram Kishan have been granted bail by this Court, but he contends that the name of the petitioner has cropped up in the disclosure statement of the co-accused.

Heard.

Perusal of the FIR shows that the FIR was registered under Sections 120-B, 365, 392 and 397 IPC, and therefore, I feel that when the other co-accused mentioned above have been granted bail, the petitioner be also granted benefit of bail.

In view of the above, present petition is accepted and the petitioner is admitted to regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

It is made clear that nothing observed herein shall be construed as an expression of opinion on the merits of the case and the learned trial Court shall conduct the trial independently.

The petition is disposed of.

August 07, 2015
Vijay Asija

(HARI PAL VERMA)
JUDGE