

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

**CRM-M-36040 of 2014
Date of decision : 29.04.2015**

Satbir

..... Petitioner

Versus

State of Haryana

... Respondent

And

**CRM-M-37087 of 2014
Date of decision : 29.04.2015**

Mohit alias Kala alias Tinku and another

..... Petitioners

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE DARSHAN 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. Gaurav Gogna, Advocate for
Mr. Gaurav Mohunta, Advocate for petitioners
in both the petitions.

Mr. P.S. Sullar, Assistant Advocate General
for respondent-State of Haryana.

Mr. Hardeep Singh Dhillon, Advocate for
Mr. Vikram Singh, Advocate for complainant.

DARSHAN SINGH, J. (Oral)

Petition CRM-M-36040 of 2014 has been filed by petitioner Satbir and petition CRM-M-37087 of 2014 has been filed by petitioners Mohit alias Kala alias Tinku and Rohit alias Rinku for grant of regular bail in case FIR No.294 dated 25.06.2014 under Sections 148, 149, 323, 324, 307 of the Indian Penal Code, 1860 (in short 'IPC') and Section 25 of the Arms Act, registered at Police Station Sadar, Kharkhoda, Distt. Sonapat.

As per the prosecution allegations, on 25.06.2014, present petitioners along with their co-accused Rajiv alias Raju caused injuries to complainant Manjeet, his father Vijaypal and Ajaypal with pistol and axe etc.

Learned counsel for the petitioners pleaded that the complainant as well as the injured witnesses have not supported the prosecution version. Their co-accused Rajiv alias Raju, who was the main accused, has already been admitted to regular bail by the learned trial Court vide order dated 08.04.2015. He contended that petitioners are in custody since 19.07.2014. So, the petitioners also deserve the concession of bail.

Learned State counsel also cannot repel the contentions raised by learned counsel for the petitioners that all the five witnesses examined by the prosecution have not supported the prosecution case.

The aforesaid contentions have been duly considered.

Learned counsel for the petitioners has placed on file the certified copy of the statements of complainant Manjit, injured Ajay and Vijaypal and the witnesses of the occurrence namely Manju and Dankaur. They have not stated anything incriminating against the present petitioners. This fact is also not disputed that Rajiv Kumar alias Raju, co-accused has already been admitted to the regular bail by the learned trial Court vide order dated 08.04.2015.

So, the present petitioners also deserve the concession of bail. Hence the present petitions are hereby allowed. Petitioners Satbir, Mohit alias Kala alias Tinku and Rohit alias Rinku are ordered to be released on bail on furnishing requisite bail bonds to the satisfaction of the learned Chief Judicial Magistrate, Sonapat.

29.04.2015

sunil yadav

**(DARSHAN SINGH)
JUDGE**