

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214 **Criminal Misc. M- No. 38438 of 2014 (O&M)**
Date of decision : 20.01.2015

AarifPetitioner

Versus

State of HaryanaRespondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Mohammad Arshad, Advocate
for the petitioner.

Mr. Pawan Girdhar, Addl. AG, Haryana

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 409 dated 23.05.2014 registered under Sections 147, 148, 149, 224, 225, 353, 186, 341, 307, 223, 332, 379, 411, 120 B IPC and 25, 54, 59 Arms Act at Police Station Sohna, District Gurgaon.

As per the prosecution version, the petitioner alongwith other accused facilitated escape of one under trial Chaman when he was being taken to the Court at Gurgaon in connection with the proceedings pending against him. Learned counsel for the petitioner submits that the petitioner is being nominated only on the statement of the co-accused and there is no evidence against him.

Learned counsel for the State submits that the matter is fixed before the trial Court on 09.02.2015 for recording of prosecution version. There are specific allegations against the petitioner. There are two other cases registered against the petitioner i.e. FIR No. 395 dated 04.08.2011 under Sections 279, 337 IPC, P.S.

Nuh and FIR No. 3 dated 02.01.2014 under Sections 398, 401 IPC and Arms Act, P.S. Bilaspur, Gurgaon. It is informed that the said under trial Chaman is still at large.

Keeping in view the nature of offence alleged qua the petitioner wherein he has facilitated escape of under trial alongwith other co-accused and pendency of other cases against him, no ground is made out for releasing the petitioner on bail pending trial at this stage.

Dismissed.

January 20, 2015
rts

(LISA GILL)
JUDGE