

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

CRM-M No.40546 of 2015 (O&M)

Date of Decision: 10.12.2015

Aman Sharma @ Talli

..... Petitioner

Vs.

State of Haryana through Commissioner of Police, Ambala

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Brijender Kaushik, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent/State along with A.S.I. Kulbir Singh.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail to the petitioner in case FIR No. 28 dated 17.01.2015, under Sections 302, 303, 34, 120-B of the Indian Penal Code read with Sections 25/54/59 of the Arms Act, registered with Police Station Mahesh Nagar, Ambala Cantt., District Ambala (**Annexure P-1**).

Allegations against the petitioner/accused are that he has conspired with the main accused-Kuldeep Singh @ Kallu and his gang for committing the murder of Gajender Singh on account of non-payment of the ransom amount.

The role attributed to the petitioner/accused is that he has conducted a recce of the area and pointed out the house of the deceased to the main accused-Kuldeep.

Learned Counsel for the petitioner/accused submits that the co-accused Mohit Garg @ Mangu with the similar role has since been granted regular bail by this Court, vide order dated 18.11.2015. He further submits that the petitioner is in custody since 18.01.2015.

Learned State Counsel, on instructions from ASI Kulbir Singh, does not refute the factual position.

Without commenting on the merits of the case, keeping in view the parity of treatment with the similarly situated co-accused Mohit Garg @ Mangu, custody period and the facts as noticed above, this Court finds that petitioner/accused-Aman Sharma @ Talli deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Ambala.

Disposed of.

December 10, 2015

Gagan

**(JASWANT SINGH)
JUDGE**