

CRM-M-41741 of 2014

Decided on: February 25, 2015

DEVENDER ALIAS PARDHAN

.... Petitioner

Versus

STATE OF HARYANA

..... Respondent

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

Present: Mr. Navneet Singh, Advocate
for the petitioner.

Mr. Arun Kumar Yadav, Addl. AG, Haryana.

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

The petitioner, as a member of unlawful assembly, had allegedly kidnapped Anshu. The petitioner was not named in the FIR but during the course of investigation, the co-accused of the petitioner allegedly made a disclosure statement to the effect that they had kidnapped Anshu and murdered him. The father, wife and son of the deceased have refused to identify the picture of the deceased while appearing as a witness. Therefore, they were declared hostile. Similarly circumstanced co-accused have been granted the concession of bail. It is a debatable issue whether the confessional statement dated 21.11.2014 placed on record would be sufficient enough to warrant conviction.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

February 25, 2015

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