

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM No. M-8538 of 2015

Date of decision:- July 20, 2015

Vikram and another

.....Petitioners..

Vs.

State of Haryana

.....Respondent..

**CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH**

Present:- Mr. Sandeep Gupta, Advocate,  
for the petitioners.

Mr. D.R. Singla, D.A.G., Haryana.

Mr. S.S. Khurana, Advocate,  
for the complainant.

\*\*\*\*

**JASPAL SINGH, J. (Oral)**

This is a petition under Section 438 of the Code of Criminal Procedure preferred by Vikram and another, seeking pre-arrest bail, feeling apprehension of their arrest, in case bearing FIR No.82, dated 08.07.2014, under Sections 304-B, 406 and 34 IPC, registered at Police Rohadai, District Rewari.

2. While issuing notice of motion, following order was passed by this Court on March 17, 2015:-

*“Learned counsel for the petitioners has inter-alia submits that both the petitioners were found innocent*

*during investigation of FIR No. 82 dated 08.07.2014 under Sections 304-B, 406 read with Section 34 IPC registered at Police Station Rohadai, Rewari and while presenting report under Section 173(2) Cr.P.C their names were placed in column No.2 of the report. Subsequent, on the application moved by prosecution they have been summoned to face trial alongwith other accused. Moreover, petitioner No.1 is a student of 10+1 whereas, petitioner No.2 is a student of BA.*

*Notice of motion for 05.05.2015.*

*Meanwhile, petitioners are directed to appear before learned trial Court within 10 days, who shall release them on interim bail at its satisfaction.”*

Learned State counsel, on instructions has submitted that in compliance of order dated March 17, 2015, petitioners have already joined the proceedings before the Id. trial court and have been released on interim bail. Disposal of challan is not likely in the near future as passing of order in application under Section 319 Cr.P.C., *de novo* trial is to take place.

Taking into consideration all the aforesaid aspects of the case, order dated March 17, 2015, is made absolute, subject to the conditions, as envisaged under Section 438(2) Cr.P.C.

**(JASPAL SINGH)**  
**JUDGE**

July 20, 2015  
sonika