

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

Crl.Misc.No.M-8823 of 2015

Date of decision : 19.3.2015

Naresh Kumar and another

....Petitioners

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Ram Chander, Advocate
for the petitioners.

MAHESH GROVER, J.

This is a petition under Section 438 Cr.P.C. praying for release of the petitioners on bail in terms thereof in case FIR No.125 dated 12.2.2015 under Sections 148/149/323/452/506/295A IPC registered at Police Station City Thanesar, District Kurukshetra.

The allegations in the FIR would reveal that the petitioners along with several others went to the house of complainant Rajinder Singh and induced him to change his religion to become Christian by alluring him with cash and a vehicle. Upon refusal the complainant was assaulted and subsequently on 12.2.2015, after two days of the aforesaid attempt made by the petitioners, the complainant was waylaid and severely beaten up. The assailants were armed with *Bindas* and pistols.

Learned counsel for the petitioners would contend that simple injuries have been attributed to one of the petitioners while the other has not been attributed any injury. Besides, it is contended that the other co-accused have been granted regular bail.

On due consideration of the matter, I am of the view that since the petitioners are named in an offence where an attempted conversion is said to be the cause of dispute, which is socially abhorrent, and the fact that the petitioners were part of a group that resorted to unprovoked beating of the complainant, I would not deem it to be a fit case to grant the benefit under Section 438 Cr.P.C. However, in case the petitioners submit themselves to the process of law and make a prayer for regular bail, the same shall be considered by the court of competent jurisdiction expeditiously keeping in view the fact that the co-accused have also been granted a similar benefit. While dealing with the case, the learned court would also keep in mind the role attributed to the petitioners and other aspects. The court shall also make all endeavour to dispose of the bail application within a period of four days from the time when the same is moved.

Petition stands disposed of.

19.3.2015
dss

(MAHESH GROVER)
JUDGE