

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-8984 of 2015

Date of Decision: 25.03.2015

Maqsood

....Petitioner

v.

State of Haryana

....Respondent

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present: Mr. V.B. Aggarwal, Advocate for the petitioner.

Navita Singh, J.

This petition has been moved by Maqsood under Section 439 of the Code of Criminal Procedure seeking regular bail in case FIR No.451 dated 17.10.2014 registered under Sections 379, 188, 120-B, 307, 332, 353, 186, 148, 149 IPC and under Sections 4 and 5 of the Explosive Substance Act at Police Station Punhana, District Mewat.

Notice of motion.

Ms. Harpreet Kaur, AAG, Haryana, who is present in Court, accepts notice on behalf of the State.

Petitioner is in custody since 9.11.2014.

It is submitted by the State Counsel that he along with other persons named in the FIR had attacked the police officials and caused an illegal excavation.

Counsel for the petitioner referred to the FIR where the petitioner was not named though numerous other persons were named. Only the petitioner and one Kasim were arrested and the name of Kasim also does not figure in the FIR.

State Counsel submits that both the said persons were arrested on the basis of statement made by one of the injured police officials under Section 161 Cr.P.C.

On query about arrest of the said accused, State Counsel informed on instructions from HC Ram Kumar, Police Station Punhana that all the persons named in the FIR have absconded.

In view of the above, investigation is likely to take place long time as the remaining accused are yet to be arrested by the police. Bail to the satisfaction of the Chief Judicial Magistrate, Nuh in Mewat.

**(NAVITA SINGH)
JUDGE**

**March 25, 2015
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