

CRM-M-15549-2016

Date of Decision : 04.08.2016

Rajinder Singh @ Raju

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Sanjeev Sharma, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

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

The petitioner has been in custody with effect from 10.05.2013 in a case registered at the instance of Narinder Singh alleging that on 26.04.2013 Gurdhir Singh was waylaid while he was going with Kala Singh on motorcycle by petitioner along with others who followed them in a car. The allegation against the petitioner is that he along with Bazi @ Balraj, Rana and 3-4 other persons armed with pistols had thrown Gurdhir Singh from the motorcycle when Balraj and Rana co-accused fired at Gurdhir Singh hitting him on the chest. Two-three more shots were also fired.

Co-accused of the petitioner, Rana has been granted bail because during the course of investigation, he was found innocent. There is no allegation of firing against the petitioner. The petitioner deserves to be released on bail on the principle of parity as he has neither been attributed any specific injury nor any specific role has been attributed to him. Mungi Ram, co-accused of the petitioner, similarly circumstanced, has also been granted concession of bail.

In view of the fact that *prima facie* the main accused appears to be Balraj and gun shot injury has been attributed to Balraj and Rana and material witnesses having been examined, petitioner can be granted the concession of bail.

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

(M.M.S. BEDI)
JUDGE

04.08.2016
Neha

Whether Speaking/Reasoned: Yes/No

Whether Reportable: Yes/No