

**Sr. No. 241
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM No. M-1561 of 2016
Date of decision: 21.01.2016**

Bobby

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Manish Soni, Advocate,
for the petitioner.

Mr. Deepak K. Grewal, DAG, Haryana.

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner is an accused in case FIR No.450 dated 25.08.2015, under Sections 302/120B of Indian Penal Code and Section 25 of Arms Act, 1959, registered at Police Station Palam Vihar, Gurgaon, District Gurgaon.

Currently he is in custody at District Jail, Gurgaon.

Present petition has been filed under Section 439 Cr.P.C. seeking interim bail for a period of 15 days on the ground that the marriage of his sister has been fixed for 28.01.2016. Additional ground taken is that petitioner is the only son of his parents and even his father is keeping ill health.

Upon notice of motion having been issued, a reply by way of affidavit dated 20.01.2016 of the Deputy Superintendent, District Jail, Gurgaon has been filed in Court today and the same is taken on record.

Perusal of the reply would reveal that the factum of

marriage of sister of the petitioner has been verified and the ceremony is stated to be fixed for 28.01.2016. It is further stated that father of the petitioner is getting treatment from Medanta -Medicity Hospital, Gurgaon as he is suffering from chronic liver disease.

This Court has also been apprised that an order dated 24.12.2015 has been passed by the learned Additional Sessions Judge, Gurgaon whereby the petitioner has been granted interim bail under the following terms:

The applicant-accused shall be taken to his house and community center, Sector-9A Gurgaon under escort for attending/performing the ceremonies in regard to marriage of his sister on 28.01.2016 from 8:00 am to 8:00 pm on the said date and he should be allowed to perform the ceremonies and be brought back in custody on the said date and strictly as per rules.”

In view of this Court, petitioner is held entitled to interim bail for a period of 5 days commencing from 25.01.2016 to 29.01.2016.

Accordingly, petitioner is directed to be released on interim bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Gurgaon. Petitioner would surrender before the Superintendent, District Jail, Gurgaon by 5 P.M. on 29.01.2016.

Petition is disposed of .

January 21, 2016

Vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**