

CRM-M-16019-2016

Date of Decision : 12.07.2016

Baljeet

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. G.P.S. Bal, Advocate
for the petitioner.

Mr. G.S. Salwara, DAG, Haryana.

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

Petitioner is an accused of being member of unlawful assembly which was responsible for restricting the police force from entering the Satlok Ashram. Petitioner has been indicted in the case on the basis of the recovery of one revolver and another 12 bore double barrel gun registered in the name of Ajit and Mukesh, respectively. The said weapons had been recovered, pursuant to the disclosure statement made by the petitioner, from the Ashram as per the provisions of Section 27 of the Indian Evidence Act.

Since recovery has already been effected and there is no specific role attributed to the petitioner, the culpability of the petitioner being a member of unlawful assembly, along with about 1000 other people, will certainly be a debatable issue to be adjudicated upon at trial.

Without expression of any opinion on merits and taking into consideration the fact that the petitioner has been in custody with effect from 20.11.2014, he can be granted the concession of bail.

Petition is allowed. It is ordered that petitioner will be

released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that the petitioner will not indulge in any activity hampering the appearance of the witnesses or tampering with the evidence in any manner, directly or indirectly, during the entire period of trial.

(M.M.S. BEDI)
JUDGE

12.07.2016
Neha