

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

**CRM-M No. 16546 of 2016 (O&M)
Date of Decision: 23.05.2016**

Kapil Dev

..... Petitioner

Versus

State of Union Territory, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Balkar Singh, Advocate
for the petitioner.

Mr. A.S. Sullar, Additional Public Prosecutor, Chandigarh
for the respondent/State assisted by ASI Yashpal Singh.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439 of Cr.P.C., is for grant of regular bail on behalf of the petitioner-accused-Kapil Dev in case FIR No. 101, dated 22.03.2016, for offences punishable under Sections 307, 353, 333, 34 of the Indian Penal Code, registered at Police Station Sector-31, Chandigarh.

As per the allegations, on 21.03.2016 at about 10.50 p.m., when complainant-Constable Manoj Kumar alongwith ASI Kuldeep Singh was on duty for checking the vehicles and tried to stop the motorcycle bearing No. HR-75-A-9856 of accused persons, namely, Kapil Dev (petitioner herein) and Bittu Kumar (pillion rider), then the rider/petitioner-accused, at the behest of pillion rider-Bittu Kumar, in order to kill the complainant party, increased the speed of motorcycle and hit the

complainant party, as a result of which, complainant party as well as accused persons fell on the road.

The petitioner is stated to be in custody since 22.03.2016.

After arguing for sometime, learned counsel for the petitioner seeks permission to withdraw the present petition.

Dismissed as withdrawn.

May 23, 2016

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**(JASWANT SINGH)
JUDGE**