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

CRM-M-17879 of 2016

Date of decision: August 11, 2016

Vinod @ Randhir

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. G.S. Bedi, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

Mr. Y.S. Rathore, Advocate
for the complainant.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Learned counsel for the petitioner submits there is no semblance of evidence against the petitioner with the prosecution, but the challan has been filed. Petitioner was arrested on 21.01.2016 and is in Jail since then.

Learned State counsel as well as learned counsel for the complainant vehemently opposed the petition for grant of bail to the petitioner on the ground that the petitioner and his relatives have indulged in further assaulting the other members of the family of the deceased and threatening the complainant and therefore, the petitioner should not be released on bail.

In my opinion, having regard to the evidence collected by

the prosecution, prima-facie, there is no evidence against the petitioner connecting him with the crime in question. The petitioner is therefore, entitled to grant bail. However, care will have to be taken for the prosecution witnesses and in that view of the matter, learned counsel for the petitioner submits that the petitioner would not enter the District Jind except on the date of appearances before the Sessions Court and would report to the Police Station Kalayat, District Kaithal once in a week, i.e. Sunday from 11 AM to 4 PM. Petitioner shall not tamper with the prosecution witnesses.

In that view of the matter, this petition is allowed. Petitioner be released on bail subject to the satisfaction of the learned Chief Judicial Magistrate concerned. Petitioner would not enter the District Jind except on the date of appearances before the Sessions Court and would report to the Police Station Kalayat, District Kaithal once in a week, i.e. Sunday from 11 AM to 4 PM. Petitioner shall not tamper with the prosecution witnesses. The trial has already started and the same is expedited and be completed within 6 months.

(A.B. CHAUDHARI)
JUDGE

August 11, 2016

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No