

(1)

CRM-M-18375-2016
Date of Decision : 07.09.2016

Sulender Bhatti @ Surender BhattiPetitioner

versus

State of HaryanaRespondent

(2)

CRM-M-19707-2016
Date of Decision : 07.09.2016

Aditya @ AbhishekPetitioner

versus

State of HaryanaRespondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Sukhdeep Singh Bhinder, Advocate
for the petitioner in CRM-M-18375-2016.

Mr. Parveen Sharma, Advocate and
Mr. Anirudh Singh, Advocate
for the petitioner in CRM-M-19707-2016.

Mr. Vikas Malik, DAG Haryana.

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

Both the aforementioned petitions for regular bail arise out of common FIR.

During the pendency of application for bail before this Court, the material witnesses have turned hostile. Learned counsel for the petitioners seek time to place on record the statements of the witnesses Rohit, Brijesh and Ajay.

Since new circumstances have accrued to the benefit of the

petitioners, the petitioners are directed to file fresh application for regular bail before the trial Court. It is only the said Court which is capable of determining the *prima facie* nature of the allegations against the petitioners on the basis of the material produced and grant concession of bail.

Learned counsel for the petitioners are permitted to withdraw the petitions with liberty to file a fresh petition on the basis of the changed circumstances which came into existence after the dismissal of first bail application. It will be open to the trial Court to consider those circumstances and pass fresh order irrespective of the dismissal of the present petition.

Both the present bail applications are disposed of as withdrawn in the aforesaid peculiar circumstances.

(M.M.S. BEDI)
JUDGE

07.09.2016
Neha

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No