

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

**CRM-M-19208 of 2016
Date of decision-08.07.2016**

Sudhir @ Jassa

...Petitioner

Vs.

State of Haryana

...Respondent

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

Present:- Mr. Manoj Makkar, Advocate
for the petitioner.

Ms. Tanushree Gupta, D.A.G., Haryana.

A.B.CHAUDHARI, J.

This is a petition for grant of regular bail under Section 439 Cr.P.C. in FIR No.95 dated 27.02.2014 registered under Sections 365, 302, 201, 420, 216, 120-B IPC at P.S.Sadar, Rohtak.

Heard learned counsel for the rival parties.

Admittedly the body of the deceased was not found but the bones were seized by the police. The present case is based purely on the circumstantial evidence while there is no evidence against the petitioner.

The trial of the other accused who were acquitted was separated since the petitioner was declared proclaimed offender. Thereafter, the petitioner was arrested and is now being tried separately. He was arrested on 19.06.2015. In the wake of case of prosecution which is based on circumstantial evidence and the corpus delicti having not been found, the further detention of the petitioner in jail till the disposal of the trial would not serve any purpose.

The petition is allowed and the petitioner shall be released on bail

CRM-M-19208 of 2016

-2-

in FIR No.95 dated 27.02.2014 registered under Sections 365, 302, 201, 420, 216, 120-B IPC at P.S.Sadar, Rohtak upon the terms and conditions to be decided by the trial Court.

(A.B.CHAUDHARI)
JUDGE

July 08, 2016
vanita