

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-19374 of 2016 (O&M)
Date of Decision: 03.06.2016

Bijender Yadav

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Sunil Panwar & Mr. Naren Pratap Singh,
Advocates for the petitioner.

Mr. Deepak K. Grewal, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.94 dated 17.2.2016 under sections 435, 436 and 506 I.P.C registered at Police Station, Sadar Bhiwani.

Learned counsel for the parties have been heard.

F.I.R came to be registered at the instance of Naresh Kumar. Allegations against the present petitioner are that on the intervening night of 16/17.2.2016 he had set on fire the office of the complainant and thereafter even his Swift Dzire car which had been parked near the house.

Petitioner was arrested on 25.2.2016.

In the F.I.R no motive has been attributed to the petitioner as regards the alleged occurrence.

Investigation having been completed, challan was presented on 19.4.2016 and thereafter charges have been framed on 10.5.2016.

Even as per final report submitted by the investigating agency under Section 173 Cr.P.C, there is no forensic evidence to establish the cause of the alleged fire. The only incriminating evidence collected as per

prosecution is a green colored bottle of ½ litre Sprite i.e. an aerated drink and which is also on the disclosure statement recorded of the petitioner himself.

Petitioner has already faced incarceration since 25.2.2016.

No useful purpose would be served by keeping the petitioner in custody.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Bhiwani.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

03.06.2016

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