

CRM-M-25553-2016

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

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Date of Decision: 08.08.2016

Satbir @ Jhabal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. H.S.Jaswal, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner-Satbir @ Jhabal has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of interim bail for one month during the pending trial to the petitioner in case FIR No.43 dated 11.02.2015, registered at Police Station Sadar Narwana, District Jind, under Sections 302, 148, 149, 120-B and 216 of the Indian Penal Code and Section 25 of the Arms Act, on the ground that his wife is to be admitted on 30.07.2016 at PGIMS, Rohtak for conducting surgery/operation as advised by the doctor.

I have heard learned counsel for the petitioner and perused the record.

From the record, I find that as per the allegations in the FIR,

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the present petitioner along with co-accused fired upon deceased-Surender @ Tuti. Perusal of the FIR shows that the present petitioner is one of the main accused.

For the grant of interim bail, the petitioner has placed on record out patient card (Annexure P-1) of his wife. It is nowhere suggested in the out patient card (Annexure P-1) that any surgery is going to take place and as to whether it is a serious surgery or not. Nothing has been pointed out as to how the petitioner is entitled to interim bail.

Perusal of the impugned order dated 22.07.2016 (Annexure P-2) passed by learned Additional Sessions Judge, Jind reveals that 21 cases of similar type of offences have been registered against the present petitioner and in such circumstances, he does not have clear criminal antecedents. It further reveals that the petitioner has four brothers as well as family members of his wife are also available and as such his presence is not warranted as alleged by him.

Keeping in view the facts and circumstances of the present case, I do not find it a fit case where the petitioner is entitled for the interim bail.

Therefore, finding no merit in the present petition, the same is dismissed.

08.08.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No