

CRM-M-27953-2016

Date of Decision : 26.10.2016

Surender

.....Petitioner

versus

State of Haryana

....Respondent

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

Present: Mr. R.S. Rai, Senior Advocate with
Mr. Abhinav Sood, Advocate and
Mr. Keshav Pratap Singh, Advocate
for the petitioner.

Mr. C.S. Bakhshi, Addl. A.G., Haryana.

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

Challan was presented under Section 279/304-A IPC. As per the story of prosecution, recorded at the instance of Ram Chander, his father Net Ram was run over by the car of the petitioner, on account of which, he suffered injuries.

Learned counsel for the petitioner has submitted that dual version regarding the role and culpability of the petitioner has already cropped up and that the petitioner never had any motive or intention to hit the deceased, who was aged about 86 years old.

Mr. Ram Chander, an Advocate, who happens to be the complainant in this case, had appeared on 08.09.2016, before this Court, to oppose the application attributing motive to the petitioner for having killed his father on account of dispute regarding panchayat elections. He did not appear, thereafter.

The culpability of the petitioner is to be determined, on the basis of the evidence of the prosecution which would enable the Court to

arrive at a conclusion whether it was a case of an accident or intentional assault, resulting in death of Net Ram.

Without expression of any opinion on merits, the petitioner can be granted the concession of bail in the present case.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

26.10.2016
Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No