

Sr. No. 231

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M- 2977 of 2016 (O&M)
Date of Decision: 04.02.2016

Popli @ Om Parkash

...Petitioner

Versus

State of Haryana

... Respondent

CRM No. M-2998 of 2016

Raj Kumar @ Raju

...Petitioner

Versus

State of Haryana

...Respondent

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

Present:- Mr. Abhishek Yadav, Advocate,
for the petitioner(s).

Mr. Rajiv Doon, AAG, Haryana.

TEJINDER SINGH DHINDSA. J (ORAL)

This order shall dispose of CRM No. M-2977 of 2016 and CRM No. M-2998 of 2016 as both these connected petitions have been filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioners pending trial in case FIR No.257 dated 02.08.2015, under Sections 305 and 120-B of Indian Penal Code, registered at Police Station Pundri, District Kaithal.

Counsel appearing for the petitioners would contend that there are no specific allegations against either of the petitioners as per alleged suicide note left behind by deceased, namely, Pawan

Kumar.

Learned State counsel would submit that suicide note that was recovered from the pocket of the deceased has been sent to Forensic Science Laboratory and the report is still awaited.

Be that as it may, the contents thereof even if are taken to be correct at their face value would reveal that the deceased has mentioned a number of persons as his enemies including the present petitioners as also one co-accused Ram Singh. Deceased has further stated that he is innocent.

Investigation in the case is complete and the challan has already been presented. Charges are yet to be framed.

Petitioner in CRM No. M-2977 of 2016 is in custody since 06.08.2015 and petitioner in CRM No. M-2998 of 2016 has been in judicial custody since 26.08.2015.

It has also gone uncontroverted that co-accused Ram Singh who was similarly situated has been granted benefit of regular bail by this Court in the light of order dated 21.12.2015 in CRM No. M-42573 of 2015.

As such without making any observation on merits, both the petitions are allowed. Petitioners in both these connected petitions be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Kaithal.

Disposed of.

04.02.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE