

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

CRM No.M-37865 of 2016 (O&M)

Date of decision: 11.11.2016

Sandeep @ Sanjeev

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Shiv Charan Bhola, Advocate for the petitioner(s).

Mr. Saurabh Mohunta, DAG, Haryana

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner(s) has sought regular bail in case FIR No.135 dated 15.05.2014, registered under Sections 364-A, 387 and 120-B of the Indian Penal Code and Section 25 of the Arms Act, at Police Station Kalanaur, Rohtak Distt. Rohtak.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case on the basis of disclosure statement of co-accused, Ajay. He is not named in the FIR and is in custody since 20.05.2014. Co-accused, Rohit @ Ravjit has already been admitted to bail by this Court.

On the other hand, the learned State counsel submits that out of

26 prosecution witnesses, 12 prosecution witnesses have been examined so far. The kidnapped child, namely, Parichay Malhotra was recovered from the residential house of the petitioner.

Heard.

In the instant case, petitioner was arrested from his house and kidnapped child, Parichay Malhotra was recovered from there. Therefore, considering the role of the petitioner and seriousness of offence, this Court feels that further custodial interrogation of the petitioner is required to unearth the truth.

Accordingly, the present petition is dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

11.11.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No