

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

CRM-M-39250-2016

Date of decision : 10.11.2016

Sushil Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Kunal Mulwani, Advocate for
Mr. Mayank Aggarwal, Advocate
for the petitioner.

Mr. Satish Saini, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.0601 dated 05.12.2015 registered under Sections 346, 302 read with 34 IPC at Police Station-Sadar, Sonipat.

As per the allegations, the son of the complainant had gone missing. Later on, his body was got discovered in Delhi and at that stage, complainant stated that from her sources she came to know that the petitioner and another person Ganesh who were friends of her son had killed him.

Learned counsel for the petitioner has argued that as per the

medical report all the injuries discovered on the dead body were postmortem.

Further the danda which was allegedly recovered as per the confession/disclosure statement of the petitioner also did not show human blood thereon. As per the learned counsel for the petitioner apart from the statement of the lady no other evidence has emerged against the petitioner and the petitioner has been in custody since 13.12.2015.

Learned DAG has accepted these factual assertions.

In the circumstances, without commenting on the merits of the case and keeping in view the period of custody, I deem it appropriate to release the petitioner on regular bail.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands allowed.

(AJAY TEWARI)
JUDGE

November 10, 2016
anuradha

Whether speaking/reasoned Yes/No

Whether Reportable : Yes/No