

**215-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-40789-2016 (O&M)
Date of Decision : 20.12.2016

Manoj KumarPetitioner

versus

State of Haryana ...Respondent

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

Present: Mr. Gurinder Pal Singh, Advocate
for the petitioner.

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

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

On the instructions of ASI Rajinder Kumar, learned State counsel informs that the petitioner has been involved in the case on the basis of the disclosure statement of Amit and Deepak. However, no recovery has been effected from the petitioner.

It does not appear to be a case of custodial interrogation as the petitioner has been involved in the case on the basis of disclosure statement of the co-accused which would make the culpability of the petitioner, a debatable issue, during the course of trial.

The petition is allowed. Interim order dated 16.11.2016 is hereby made absolute subject to all the conditions under Section 438 (2) Cr.P.C with an additional condition that petitioner will not indulge in similar activity during the pendency of the trial.

(M.M.S. BEDI)
JUDGE

20.12.2016

Neha

Whether speaking/reasoned: Yes/No

Whether reportable:	Yes/No
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