

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

CRM-M No.43043 of 2015 (O&M)

Date of decision: 5th August, 2016

Bhoop Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Aman Pal, Advocate for the petitioner.

Mr. Munish Sharma, Asstt. Advocate General, Haryana
for the respondent/State.

Mr. Parveen Sharma, Advocate for
Mr. Arvind Singh, Advocate
for the complainant.

FATEH DEEP SINGH, J (ORAL)

Allegations against the petitioner Bhoop Singh in this regular bail application under Section 439 Cr.P.C. are that on 26.08.2012 while complainant Parmod Kumar was going from his shop when accused Ravinder, Bhupinder and Surender alias Ala armed with swords, Pardeep armed with knife, Teg Singh Panch armed with Binda, Kushal Pal and Ombir Singh @ Kala armed with knives, present petitioner Bhoop Singh armed with Gandasi, Randeep armed with Lathi, Vikram armed with pistol have assaulted Mukesh @ Bhuto and as a consequence of which he died.

As has been contended by learned counsel for the petitioner and which is refuted by learned State counsel assisted by Mr. Parveen

Sharma counsel representing complainant that out of 13 accused during investigations police has found 10 accused including the present petitioner innocent and that he has been subsequently summoned by the aid of Section 319 Cr.P.C.

Keeping in view that the petitioner was earlier found innocent during investigations and culpability if any shall be determined during trial and that he is in custody since 19.05.2015, impels this Court to allow the prayer made. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate, Karnal.

The present petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

August 5, 2016

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No