

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

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CRM-M-43628-2015

Date of Decision: March 11, 2016

IDAL @ VIJAY

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

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

Present: Mr.Manoj K. Tanwar, Advocate for the petitioner.

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

Mr.Ram Darshan Yadav, Advocate for complainant.

M.M.S.BEDI, J.(Oral)

I have heard counsel for the petitioner at length and gone through the police record and the statement of witnesses recorded by the trial Court on oath.

Counsel for the petitioner has vehemently urged that there are contradictions in the oral and medical evidence pertaining to the occurrence in which Mam Chand, father of the complainant Mahabir, died on account of the alleged injuries by kicks and fist blows by Suresh, Bahadur and the petitioner.

In view of the fact that 5 witnesses out of 19 having been examined, it will not be appropriate for this Court to enter into niceties of the trial to appreciate the credibility of the witnesses who have deposed regarding participation of the petitioner in the act of assault on the person of the deceased.

No ground is made out for grant of bail. The petition is dismissed. However, it is observed that in case the trial is not concluded within a period of six months, it will be open to the petitioner to approach this Court again for grant of regular bail.

(M.M.S.BEDI)
JUDGE

March 11, 2016