

CRM-M-44713-2016

Date of Decision : 22.12.2016

Krishan Gopal

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Angel Sharma, Advocate
for the petitioner.

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

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

The first application for regular bail was dismissed by this Court on 09.05.2016 on the ground that the trial had not commenced.

This is second application for regular bail on the ground of changed circumstances that the complainant Rohit and Brijesh, the injured eyewitness who are the star witnesses of the prosecution have not supported the case in the Court on oath. The petitioner is entitled to file fresh bail application on the basis of the changed circumstances by filing an application for bail before the trial Court.

On changed circumstances, petitioner had filed an application for bail which has been dismissed without considering the changed circumstances.

On asking of the Court, learned State counsel has made

available the copies of the statement of Brijesh PW-6 and Rohit PW-4. The witnesses have not supported the case of prosecution as such the petitioner can be granted the concession of bail.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

22.12.2016
Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No