

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

CRM-M-43948 of 2015 (O&M)

Date of decision : 29.09.2016

Vipan Sharma @ Rinku

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Saurabh Sharma, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.308 dated 20.04.2015, registered under Sections 365, 364-A, 302, 201 and 120-B of the Indian Penal Code (for short 'the IPC'), at Police Station City Yamunanagar, District Yamunanagar.

The learned counsel for the petitioner states that the petitioner had no motive to kidnap and murder the son of the complainant. The petitioner is in custody since 15.05.2015.

On the other hand, the learned State counsel, submits that the DNA report has not been received so far and the complainant is yet to be examined.

I have heard the learned counsel for the parties and carefully perused the entire record on file.

Considering the seriousness of the offence and specific

allegations against the petitioner, this Court feels that it would be the testimony of complainant which shall materially decide the fate of the case. In the instant case, the complainant is yet to be examined. No case for bail is made out at this stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

29.09.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No