

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

CRM-M-1185 of 2017 (O&M)

Date of decision: 08.03.2017

Vikram @ Babar

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: Mr. Vikrant Hooda, Advocate  
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana  
assisted by SI Jai Bhagwan.

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**Jitendra Chauhan, J. (Oral)**

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.237, dated 23.05.2016, registered under Sections 379-B, 412, 395, 397 of the Indian Penal Code (for short 'IPC') and Section 25 of Arms Act, at Police Station Sadar, Bahadurgarh.

It is contended that the complainant has not supported the prosecution version. The petitioner is in custody since 28.05.2016.

On the other hand, the learned State counsel opposes the bail application and states that the complainant is being cross examined by the Public Prosecutor. The petitioner is a person of

criminal antecedents and is involved in FIR No.245 dated 27.05.2016 under similar Sections. At this stage, the learned counsel for the petitioner states that the petitioner has been acquitted in above said FIR.

I have heard learned counsel for the parties and perused the record.

The fact of acquittal and the impact of the complainant not supporting the case of the prosecution shall be dealt with by the learned trial Court. Considering the antecedents of the petitioner, no case for bail is made out.

Dismissed.

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

Considering the period of incarceration, the trial Court is directed to conclude the trial expeditiously preferably within five months from the date of receipt of certified copy of the order.

08.03.2017  
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(JITENDRA CHAUHAN)  
JUDGE

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |