

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

CRM -M-22477 of 2017 (O&M)

Date of decision: 19.07.2017

Karambir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Bijender Dhankhar, Advocate for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana
assisted by ASI Suresh Kumar.

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 FIR No. 201 dated 09.04.2016, registered under Sections 304-B, 506 read with Section 34 of IPC, at Police Station City Sonipat, District Sonipat.

It is contended that the petitioner is unmarried brother in-law of the deceased. The only allegation against the petitioner is that he joined his brother for a demand of buffalo from the complainant. The petitioner was not at home at the time of incident. Even as per post mortem report, no injury was noticed on the person of deceased. He further asserts that all the material witnesses including the complainant have been examined. The petitioner is in custody since 19.07.2016.

On the other hand, the learned State counsel opposes the bail application and states that there is a specific attribution to the petitioner with regard to demand of buffalo.

Heard.

Considering the fact that all the material witnesses including the complainant stand examined; the petitioner is brother in-law and his presence at the time of occurrence is not established, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court.

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

19.07.2017

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(JITENDRA CHAUHAN)
JUDGE

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