

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

CRM-M-31635 of 2017 (O&M)

Date of decision: 20.09.2017

Brahm Parkash @ Billu

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Amardeep Sheoran, Advocate for the petitioner.

Mr. Rama Kant Sharma, AAG, Haryana.

...

TEJINDER SINGH DHINDSA, J.

This is the 3rd petition preferred by the petitioner seeking benefit of regular bail pending trial in case FIR No.134, dated 02.08.2015, under Sections 302/364/452/147/148 IPC, registered at Police Station Ateli, District Mahendergarh.

FIR came to be registered on the statement of Subhash Chand. Occurrence is stated to be of 01.08.2015.

Allegations are that the present petitioner along with co-accused had come to the house of the complainant at about 8:30 P.M. and tried to abduct daughter-in-law of the complainant and having not been successful, son of the complainant, namely, Ashok Kumar @ Shri Bhagwan was kidnapped and taken away in a Scorpio vehicle. Dead body of the son of the complainant was recovered two days thereafter.

Petitioner was arrested on 23.09.2015.

Court has been apprised that investigation having been completed, challan was presented and charges were framed. Thereafter,

material prosecution witness i.e. Subhash Chand, PW7 (father of the deceased) and Nirma, PW9 (wife of the deceased) have already been examined before the trial Court and they have not supported the prosecution version.

Without going into the merits of the case and keeping in view the length of incarceration already suffered by the petitioner, he is held entitled to the benefit of bail.

Petition is allowed. Petitioner, Brahm Parkash @ Billu be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Narnaul.

Disposed of.

20.09.2017

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

(i) Whether speaking/reasoned?	Yes
(ii) Whether Reportable?	No