

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

CRM-M No.3593 of 2017

Date of Decision: 08.02.2017

Brahm Parkash @ Billu

. . . Petitioner

Versus

State of Haryana

. . . Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

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

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

Tejinder Singh Dhindsa, J. (Oral)

Petitioner seeks the 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 complainant at about 08.30 p.m. and tried to abduct daughter-in-law of the complainant and having not been successful, son of the complainant, namely, Ashok

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Kumar was kidnapped and take away in a Scorpio vehicle. Dead body of Ashok Kumar was recovered 2 days thereafter.

Even though, the challan has been presented, but this Court has been apprised that till date no prosecution witness has been examined.

Subhash Chand and Nirma i.e. father and wife of deceased Ashok Kumar would be material witnesses as they were stated to be the eye witnesses to the abduction.

Under such circumstances, this Court is not inclined to accept the prayer of the petitioner for regular bail.

Petition stands dismissed by granting liberty to the petitioner to approach this Court after the deposition of Subhash Chand and Nirma is concluded.

It is also directed that the prosecution would make earnest endeavour to have the material witnesses afore-noticed examined before the trial Court expeditiously.

[TEJINDER SINGH DHINDSA]
JUDGE

08.02.2017
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Whether Speaking/reasoned	:	Yes
Whether Reportable	:	No