

CRM-M-40973-2016

Date of decision : 18.01.2017

Satish @ Sita

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGHPresent: Mr. Rajbir Sehrawat, Advocate
for the petitioner.

Mr.Kuldeep Tiwari, Addl.A.G.Haryana.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, regular bail is sought for the petitioner, who is in custody since May 2016.

Mr.Sehrawat, learned counsel for the petitioner, submits that firstly the petitioner has not been attributed any overt role at all in the FIR and even eventually, he was found to have been a conspirator only and not one of the persons present at the spot, by the investigating agency in the report filed under Section 173 Cr.P.C..

Learned State counsel on the other hand submits that other than the present FIR, three other FIRs have been registered against him and the material witnesses are still to be examined, they being two persons injured in the occurrence.

Consequently, while dismissing this petition at this stage, the learned trial Court is directed to ensure that since the petitioner is in custody for the past 8 months, the material witnesses, i.e. the two injured witnesses, are examined at the outset.

Dismissed at this stage.

(AMOL RATTAN SINGH)
JUDGE

January 18, 2017.*Davinder Kumar*