

CRM-M-43089-2017(O&M)
Date of decision : 20.11.2017

..... **Petitioner**

..... Respondent

Upon hearing learned counsel for the rival parties, I find that the evidence of last seen theory is against the other accused

persons. So far as the petitioner is concerned, the evidence of last seen theory is not even alleged. His name came up in the confessional statement of co-accused Hardeep alias Deepa while his being in police custody. Nothing is shown to have been recovered from the possession of the petitioner.

In that view of the matter the petitioner be released on bail subject to the following conditions:-

- (i) The CRM-M-43089-2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner shall report to the concerned Police Station on every Sunday between 11 a.m. to 4 p.m. The police shall keep surveillance on the petitioner.
- (v) Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.
- (vi) In case, the petitioner violates the above said conditions, this order of bail comes to an end automatically without reference to this Court.

(A.B.CHAUDHARI)
JUDGE

November 20, 2017
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No