

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

**CRM No.M-43827 of 2015 (O&M)
Date of Decision: 06.02.2017**

Narender

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Sandeep Thakan, Advocate for the petitioner.

Mr. C.S. Bakhshi, Additional Advocate General, Haryana.

Mr. J.S. Rana, Advocate for the complainant.

....

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.33, dated 26.02.2015, under Sections 147/148/149/384/302/120-B/212 IPC and Section 25 of the Arms Act, registered at Police Station Behal, District Bhiwani.

Counsel for the parties have been heard at length.

FIR came to be registered on the complaint of Sunil Kumar in relation to an alleged occurrence that took place on 25.02.2015 and in which two persons i.e. Kapil Sharma and Rajesh lost their lives.

Apart from initial statement of Sunil Kumar, even a supplementary statement was thereafter recorded and in relation to these two statements, petitioner is not even stated to be present on the spot on the date of the alleged occurrence.

As per prosecution version, the petitioner is sought to be implicated on the basis and allegations that he had procured a sim card and

which was passed on to Pardeep Kumar and who is stated to be one of the assailants and who had fired on the deceased.

Petitioner has faced incarceration since 05.03.2015.

Co-accused, Sushila, Ram Singh, Ram Kumar and Virender and against whom there were allegation of being part of the conspiracy towards commission of the offence have been granted bail.

Without making any observations on merits, present petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Bhiwani.

Disposed of.

06.02.2017

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |