

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

CRM-M-48716-2017

Date of decision:-20.12.2017

Bijender alias Sonu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr. Suman Sagar, Advocate
for the petitioner.

H.S. MADAAN, J.

This is a petition for the grant of interim bail for two weeks to the petitioner Bijender @ Sonu, an accused in FIR No.611 dated 25.6.2015 for the offences under Sections 302, 34 IPC, registered at Police Station Sadar, Hisar, who is facing trial in the Court of Sessions at Hisar.

Briefly stated, the facts of the case as per prosecution story are that on 25.6.2015 at about 5:30 a.m. in the area of Balaji Petrol Pump, Hisar – Barwala Road, Hisar, Rameshwar son of Bhola Ram, Karambir and Sonu sons of Rameshwar, Sheesan, Pawan and Praveen sons of Mahabir Gujjar along with 2-3 other persons armed with lathis, dandas, rod and gandasi assaulted one Balwant causing him multiple injuries, to

which he succumbed. Accused were arrested in this case and thereafter sent up to face trial.

I have heard learned counsel for the petitioner besides going through the record.

The petitioner is specifically named in the FIR and as per the prosecution story, he along with his co-accused while armed with dangerous weapons had inflicted injuries upon Balwant, to which he had succumbed. The present petition for grant of bail on account of marriage of the petitioner appears to be just a device put into service to enable the petitioner to come out of jail. Similar application was filed before Additional Sessions Judge, Hisar, which was dismissed observing that the fact of marriage was not confirmed. There is every likelihood of petitioner absconding and tampering with the prosecution evidence in case of grant of concession of interim bail. The marriage of petitioner can well be postponed to a future date when he may be available out of jail since the verdict on conclusion of trial may go in his favour. It does not appeal to reason that petitioner should be allowed to go out for two weeks, get married and then surrender in the Court to remain in custody for a long time while his bride is left waiting for him.

Thus finding no merit in the petition, the same stands dismissed.

20.12.2017
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No