

CRM-M-5576-2017

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

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Date of Decision: 08.03.2017

Suresh and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vikas Lochab, Advocate,
for the petitioners.

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.

Petitioners-Suresh and Raju have filed this petition under Section 439 read with Section 437 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.161 dated 02.07.2016, registered at Police Station Baroda, under Sections 148, 149, 302, 201 and 34 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

From the record, I find that neither the present petitioners have been named in the FIR nor any injury as well as any role has been

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attributed to them. They have been nominated on the basis of disclosure statement of co-accused. It is a case of honour killing by father and mother of their own daughter. The FIR has been got registered by Dhajja Ram, who is grand-father of the deceased, father of Balraj, main accused and father-in-law of Sudesh. Petitioner No.1-Suresh is the brother of main accused, Balraj and petitioner No.2-Raju is cousin of main accused.

It has been brought into notice of this Court that eye-witness-complainant has been examined in the Court, who has not supported the prosecution version.

The petitioners have been in custody since 04.07.2016. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

08.03.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No