

CRM-M-873-2017

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

CRM-M-873-2017
Date of Decision: 19.01.2017

Bijender Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. R.A.Sheoran, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner-Bijender Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.64 dated 30.03.2016, registered at Police Station Badhra, District Bhiwani, under Sections 302 and 201 of the Indian Penal Code.

Notice of motion.

On the asking of Court, Mr. B.S.Virk, learned Deputy Advocate General, Haryana has accepted notice on behalf of the respondent-State and contested this petition.

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

From the record, I find that it is a case of circumstantial evidence. The petitioner has been nominated in this case. Blood stained stone has been recovered. Further, there is evidence that another SIM has

CRM-M-873-2017

been used in the mobile phone of the deceased.

I have seen the police record wherein call details have been placed, as collected by the Investigating Officer and the statement of Constable of Cyber Staff who traced the mobile phone from IME number etc.

Keeping in view the facts and circumstances of the present case and in view of nature and gravity of the offence, however, without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail.

Dismissed.

19.01.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No