

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

**CRM-M-15713-2018 (O&M)
Date of decision: 24.04.2018**

Vikram

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr. Amitabh Tewari, Advocate for the petitioner.

Mr. Ashish Yadav, Additional Advocate General, Haryana.

Mr. Abhimanyu Singh, Advocate for the complainant.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

The instant petition has been filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.350, dated 09.08.2017, under Sections 302/392/34 IPC and Section 25/54/59 of the Arms Act, registered at Police Station Sohna City, District Gurugram.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Subedar Karan Singh. Deceased is Ved Pal i.e. son of the complainant.

Precise allegations are that on 09.08.2017, present petitioner as also co-accused, Sundar caught hold the hands of Ved Pal (since deceased) and thereby facilitated main accused, namely, Mundar in firing a gun shot from a country made pistol in the head of the deceased.

Prosecution version and allegations prima facie stand corroborated from medical evidence.

It is also the admitted position of fact that the present petitioner is a close relative of the deceased inasmuch as the complainant, Subedar Karan Singh is the paternal uncle of the petitioner.

Petitioner was arrested on 12.08.2017.

Even though, challan has been presented and charges have been framed, yet till date complainant has not been examined before the trial Court.

This Court finds sufficient merit in the submissions advanced by learned State counsel as also counsel representing the complainant that there would be every chance of the petitioner attempting to intimidate material witness i.e. Subedar Karn Singh (father of the deceased) in the eventuality of being granted benefit of bail.

In view of the above and against the bedrock of allegations and gravity of the offence, this Court is not inclined to extend in favour of the petitioner benefit of bail at this stage.

Petition stands dismissed.

24.04.2018*harjeet***(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No