

CRM-M-16109-2018

Date of decision : 18.05.2018

Wasim and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGHPresent: Mr. Yashveer Kharb, Advocate
for the petitioners.

Mr. Baljinder Singh Virk, DAG, Haryana.

AMOL RATTAN SINGH, J.(ORAL)

Learned counsel for the petitioners has submitted that as a matter of fact what was stated in the FIR by the complainant, was that 3 unknown persons had hired his auto rickshaw and that when he was proceeding towards village Nimbari, one of them made him smell some intoxicating substance, due to which he became unconscious and that the 3 unknown persons took away his rickshaw.

However, as per the investigation disclosed by the police before the learned Additional Sessions Judge, a disclosure statement was made by the petitioners and their co-accused, that there were 6 of them involved, i.e. the two present petitioners and 4 others, who had participated in the crime.

Keeping in view the discrepancy shown above, without making any comment on the actual culpability of the petitioners or otherwise, the petition is allowed and the petitioners are ordered to be admitted to bail upon their furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court.

(AMOL RATTAN SINGH)
JUDGE

May 18, 2018.*Davinder Kumar*