

CRM-M-18259-2018 (O&M)

Date of decision: 31.05.2018

Rajesh

...Petitioner

Versus

State of Haryana

...Respondents

CORAM: HON'BLE MR. JUSTICE P. B. BAJANTHRI

Present: Mr. Akash Vashisth, Advocate
for the petitioner.

Mr. Munish Sharma, Asstt. A.G., Haryana.

P. B. BAJANTHRI, J. (ORAL)

Petitioner is seeking concession of bail in case FIR No.377 dated 24.07.2017 under Sections 302, 34 IPC & Section 25 of the Arms Act, registered at Police Station Rai, District Sonapat.

2. Coming to the FIR, it is relating to the death of one Azad in the fields of one Ashok s/o Lakhmi. With reference to the aforesaid FIR, one Vikas was expected to be involved and he had been arrested. He has stated in the statement, the name of the petitioner to the extent that he was friend of deceased Azad and they were alleging certain activities of the petitioner and Azad. Except a disclosure statement, nothing is forthcoming.

3. At this stage, learned State counsel submitted that on the disclosure statement of Vikas, even supplementary statement of Jagat Singh was taken note of.

4. As recovery of the weapons has already been effected by the police, name of petitioner disclosed after the occurrence by the co-accused as well as complainant which could not be treated as truth at the time of

consideration of bail. Conclusion of the trial will take long time, in view of these factual aspect, this petition is allowed. The petitioner is directed to be released on bail subject to furnishing his bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

(P. B. BAJANTHRI)
JUDGE

31.05.2018
hemlata

Whether speaking/reasoned	Yes
Whether reportable	No