

CRM-M-22789-2018

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

CRM-M-22789-2018

Date of Decision: 26.07.2018

Raj Kumar @ Ruldu

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Amit Choudhary, Advocate for
the petitioner.

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

INDERJIT SINGH, J. (Oral)

Petitioner-Raj Kumar @ Ruldu has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.398 dated 07.07.2015, registered at Police Station Ratia, District Fatehabad, under Sections 302, 120-B 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 petitioner as well as learned State counsel and gone through the record.

From the record, I find that FIR, in the present case, has been registered on the statement of Subhash. As per the allegations, complainant and Amar Chand (since deceased) were the partners and were in the working of grazing the cattle etc. of the farmers. On 06.07.2015, co-accused, Krishan and the present petitioner were with the

CRM-M-22789-2018

deceased and they were taking liquor near the street. On the next day i.e. 07.07.2015, Amar Chand was found murdered. It is a case of circumstantial evidence.

As per learned State counsel, knife has been recovered from the present petitioner and there is last seen evidence also. The motive for causing the occurrence is that Amar Chand (since deceased) had strained relations with his wife-Nikki who is residing with her sister-Lily. As per learned State counsel, the present petitioner is cousin of Nikki.

The petitioner has been in custody since 09.07.2015. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping him 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 petitioner is ordered to be released on bail subject to his 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.

However, nothing stated above shall constitute my opinion on merits of the case.

26.07.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No