

CRM-M-34863-2018

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

CRM-M-34863-2018

Date of Decision: 17.09.2018

Sumit

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Deepshikha Chauhan, Advocate,
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.740 dated 20.07.2016, registered at Police Station City Karnal, District Karnal, under Sections 302, 324, 148 and 149 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

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 though in the FIR, allegation against the present petitioner is that he caught hold of Vijay, yet on the

CRM-M-34863-2018

next day, a statement was given by the complainant that he could not tell the facts properly as he was disturbed at the time of occurrence. In his supplementary statement which was given on the next day of registration of FIR, the complainant stated that the injury to the deceased had been caused with knife by the present petitioner.

Learned State counsel stated that during trial also, the prosecution witnesses have supported this version.

Keeping in view the facts and circumstances of the present case; in view of nature and gravity of the offence and as per the prosecution version, he being the main accused, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail. Therefore, finding no merit in the present petition, the same is dismissed.

17.09.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No