

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

**CRM NO. M-37676 OF 2018
DATE OF DECISION : 23.10.2018**

Manjeet

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Manish Soni, Advocate,
for the petitioner.

Mr. Surinder Singh, AAG, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

Present petition has been filed for seeking bail pending trial in FIR No.172 dated 08.09.2017 for the offences punishable under Sections 302/201 IPC, registered at Police Station Sector-7, IMT Manesar, District Gurugram.

Learned counsel for the petitioner contends that it is a case relating to the gruesome murder of wife of the petitioner himself, who was found having been murdered in the jungle of village Kasan. It is further contended by the counsel that instead of investigating the case properly, the police tried to involve the present petitioner himself, as the main accused, by alleging that he had killed the deceased with a knife. In their attempt, the police have set up a shopkeeper as a witness; from whom the petitioner is alleged to have purchased the knife used in the

offence. The police have further relied upon the CCTV footage to support the allegation that the petitioner had purchased the knife from the shop. It is further contended that shopkeeper, as well as the person who had retrieved video from the CCTV recording, both have been examined as witness by the prosecution. However, none has supported the version of the prosecution. Still further, it is contended that father and brother of the deceased have also been examined before the Court and they have not supported the case of the prosecution. As a result, it is contended; that despite having largely completed its evidence, the prosecution has not been able to bring on record anything incriminating against the petitioner.

Learned counsel for the petitioner has further contended that the petitioner is in custody since 09.09.2017. There is no other case against the petitioner. Therefore, no purpose will be served by keeping the petitioner behind the bars.

On the other hand learned State counsel submits that allegations against the petitioner are serious. It is further contended that out of total 25 witnesses, 11 witnesses have already been examined. The trial is likely to be completed very soon. Therefore, it would not be in the interest of justice, to release the petitioner on bail, at this stage.

However, keeping in view the submissions made by learned counsel for the petitioner but without commenting any further on the merits of the case, the present petition is allowed.

Petitioner is granted the concession of bail pending trial. He be released on bail pending trial, subject to furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

OCTOBER 23, 2018
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Whether speaking/reasoned : YES/NO
Whether reportable : YES/NO