

In the High Court of Punjab and Haryana at Chandigarh

CRM-M-3770-2018 (O&M)

Date of Decision: 09.03.2018

Arun Kumar

....Petitioner

Versus

State of Punjab

....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Varun Katyal, Advocate
for the petitioner.

Mr. K.S. Aulakh, D.A.G., Punjab.

ANITA CHAUDHRY, J

CRM-8482-2018

Application is allowed as prayed for and Annexures P-5 and P-6 are taken on record.

CRM-M-3770-2018

Petitioner is seeking regular bail in case FIR No.228 dated 05.12.2015 registered under Section 365/34 of IPC (Sections 302/201/411/465/468/471/120-B & 473 of IPC added later on) at Police Station Shimlapuri, Ludhiana Punjab.

Learned counsel for the petitioner contends that the petitioner is in custody since 10.12.2015 and two witnesses have not supported the prosecution version and bail had been allowed to Daljit Kaur and Balwinder Singh.

Learned State counsel opposes the prayer for bail and urges that Harjinder Kaur had been kidnapped and the husband was informed on phone that he had seen the deceased forcibly being taken in the car and her dead body was found 3 days later. Counsel contends that the woman had been abducted and was later murdered and the Aadhar card of the deceased was recovered from the petitioner.

It was urged that Daljit Kaur was allowed bail as there was no reference to any female in the car at the time of abduction and the petitioner is now seeking parity with Balwinder Singh.

According to the prosecution, the deceased had been kidnapped in a stolen car. The car is said to have been recovered from Balwinder Singh. Balwinder Singh and Daljit Kaur were allowed bail by the trial Court. The petitioner is not entitled to parity with them as the Aadhar card of the deceased was recovered from him. The prosecution has already examined some witnesses.

No case for bail is made out.

Petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

March 09, 2018

ps-I

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No