

Sr. No.201/3

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

CRM-M-37673-2019

Date of decision:19.10.2019

Vikas and another

.....Petitioners

versus

State of Haryana

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Kamal Mor, Advocate and
Mr. Devender Arya, Advocate
for the petitioners.

Mr. M.K.Sangwan, DAG, Haryana.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking bail pending trial in FIR No.471, dated 21.09.2018 for the offences punishable under Sections 148, 149, 323, 325, 506 of IPC and later on added Section 302 IPC, registered at Police Station Model Town, District Rewari

Learned counsel for the petitioners contends that the case against the petitioners is an after-thought by the complainant. In the first instance, the petitioners were not even named by the complainant. Their names have been included in the case subsequently; only because they were seen passing through that place; in some CCTV footage. However, that place is a public passage leading to the bus stand of the city. Therefore, no motives can be attributed to the petitioners only for being present at the spot. Otherwise, there is no specific allegation levelled against the petitioners. No specific injury; as such; is attributed to the petitioners, as having been caused to the deceased. It is further contended by learned counsel for the petitioners that the petitioners are in custody since

25.09.2018. There is no other case against the petitioners. The petitioners are no more required for investigation purposes.

On the other hand, State counsel, being instructed by SI Rohtas Singh does not dispute the fact that no specific injury to the deceased has been attributed to the petitioners. It is not denied that the petitioners are in custody since 25.09.2018 and that there is no other case against the petitioners.

In view of the submissions made by learned counsel for the petitioners, but without commenting upon the merits of the case, the petition is allowed. Petitioners are granted the concession of bail pending trial. They be released on bail pending trial subject to furnishing bail bonds/surety to the satisfaction of the concerned Trial Court/Duty Magistrate.

19th October, 2019

Shivani Kaushik

[RAJBIR SEHRAWAT]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*