

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

CRM-M-61939-2018 (O&M)

Date of Decision: 26.08.2019

Pardeep and another

... Petitioners

Vs.

Union Territory, Chandigarh

... Respondent

CORAM : HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr. Vivek Kathuria, Advocate
for the petitioners.

Ms. Ashima Mor, Advocate
for U.T. Chandigarh.

ANIL KSHETARPAL, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioners in FIR No.174 dated 07.07.2018 registered under Sections 341, 365, 323, 342, 34, 302, 326 IPC and Sections 25/54/59 Arms Act, 1959 at Police Station Sarangpur, Chandigarh.

As per the case of the prosecution which was registered on the information given by Vijay, the first informant who is also injured, to the effect that some boys kidnapped the petitioners and deceased Rishu and they were taken to a room where Rishu was killed.

Learned counsel for the petitioners submits that the petitioners are not named in the FIR and petitioner No.1 is attributed to have caused injury with a base ball bat. He further submits that as per the post mortem report, cause of death is diabetes. The petitioners are in custody since 12.7.2018.

On the other hand, learned counsel for the U.T. Chandigarh submits that the petitioners are not involved in any other case. Investigation

of the case is complete and challan has been presented. Charges have been framed. The prosecution is yet to start recording its evidence. Conclusion of trial is likely to take time. The petitioners have been implicated on the basis of subsequent statement recorded under Section 161 Cr.P.C. It is not in dispute that no injury is attributed to petitioner No.2.

Without commenting on the merits of the case and keeping in view the aforesaid facts as also the trial of the case is likely to take time, it is considered appropriate to release the petitioners on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

26.08.2019
rajeev

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

Yes/No