

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49363-2019

Date of decision : 9.12.2019

Manjeet and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. H.S. Lohra, Advocate
for petitioner.

Mr. Saurabh Girdhar, AAG Haryana.

Mr. Mayur Karkra, Advocate for
Mr. Aman Pal, Advocate
for complainant.

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HARINDER SINGH SIDHU, J.

This is a petition filed for grant of bail in case FIR No. 570, dated 27.8.2019, registered under Sections 306, 323, 342, 34 IPC at Police Station Hansi City, District Hansi.

The allegations against petitioner are that on 26.8.2019, petitioner Manjeet telephonically called deceased Ankush to visit his photostat shop inside Hansi bus stand. Deceased was made forcibly to sit in his shop. At about 1.00 pm, one police official came from Police Station Hansi. He took Ankush to police station. It is alleged that Ankush was tortured in police station till 7.00 pm. At about 7.00 pm, Mukesh and Lovkesh, cousins of Ankush were called to police station. Petitioners, who were present in police station stated that they have to take Rs. 12600/- from Ankush. They stated that they have influence over the police and that they have brought Ankush to police station. Mukesh and Lovkesh have assured petitioners that if any money is to be given by Ankush, they will pay. Thereafter, Ankush was released. He appeared to be badly beaten and was saying that these two boys (petitioners) and police official Pardeep of CID and one another police

official have treated him very badly. He alleged that he has been tortured by police officials without any fault and that he did not want to live. Thereafter, he went towards his village after taking bike and jumped before a train and committed suicide.

The learned counsel for petitioners states that petitioners have no role in the suicide of Ankush. They had only lodged complaint with police that Ankush had falsely created an ATM card and withdrawn amount belonging to petitioners.

Though the accused policemen have not been arrested so far, the investigation in case qua petitioners is complete and callan against them has been filed.

Petitioners are in custody since 28.9.2019. The trial of the case may take long time. No useful purpose will be served by keeping them in custody till the final disposal of the case.

Keeping in view the facts and circumstances of present case; without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and petitioners are ordered to be released on bail subject to their furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

9.12.2019

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No