

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

1. CRM-M-27310-2020 (O&M)  
Date of decision : 30.09.2020

Jagbir @ Situ

...Petitioner

Versus

State of Haryana

...Respondent

2. CRM-M-28190-2020 (O&M)  
Date of decision : 30.09.2020

Krishan Kumar

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Ms. Sushma Suman, Advocate for the petitioner  
(In CRM-M-27310-2020 )

Mr. Satnam Singh Gill, Advocate for the petitioner  
(In CRM-M-28190-2020)

Mr. Chetan Sharma, AAG, Haryana.

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**ANIL KSHETARPAL, J. (ORAL)**

By this order, two petitions bearing CRM-M-27310-2020 and  
CRM-M-28190-2020, shall stand disposed of.

The petitioner-Jagbir @ Situ in CRM-M-27310-2020 and the

petitioner-Krishan Kumar in CRM-M-28190-2020, pray for grant of bail pending trial in a criminal case arising from FIR No.319 dated 22.11.2018 registered under Section 302, 341 read with Section 147 and 149 of the Indian Penal Code, 1860, at Police Station Julana, District Jind.

As per the case of the prosecution, six young boys with muffled faces murdered Dharambir Singh, the younger brother of the first informant. At that time, the muffler of Sandeep @ Kala slipped from the face and, therefore, he was recognized by the first informant.

The petitioner-Krishan Kumar is in detention since 26.12.2018, whereas the petitioner-Jagbir @ Situ in another petition, is in detention from 15.12.2018.

Learned counsel for the petitioner contends that the petitioners are sought to be implicated on the basis of supplementary statement recorded on 09.12.2018. They further contended that the Prosecuting Agency did not conduct the test identification parade. It also contended that the occurrence is alleged to be of 21.11.2018 at 7:00 pm, whereas the FIR in question was got recorded on 22.11.2018 at 14:56 hours.

On the other hand, Sh. Chetan Sharma, AAG, Haryana, has informed the Court that the motorcycle and a wooden baton have been recovered from the petitioner-Krishan Kumar.

He has further submitted that the petitioner was convicted under the Prevention of Children from Sexual Offences Act, 2012 for a period of 3 years.

Keeping in view the facts of the case and without commenting on the merits of the case, both the petitioners are directed to be released on

bail on their furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, both the petitions are allowed.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

**30.09.2020**

*Pawan*

**(ANIL KSHETARPAL)**  
**JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                  Yes/No**