

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

(Heard through VC)

CRM-M-15474 of 2021 (O&M)
Date of Decision: April 08, 2021

Ram Kumar Rajora

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gopal Sharma, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Section 439(2) Cr.P.C. read with Section 482 Cr.P.C. for cancellation of bail granted to respondents No.2 and 3 vide order dated 09.03.2021 passed by the Addl. Sessions Judge, Jhajjar as well as for setting aside the order dated 09.03.2021 wherein, observations have been made pertaining to the merits of the case.

Counsel for the petitioner herein *inter alia* would contend that apart from bail having been wrongly allowed to respondents No.2 and 3, observations made in the order itself tantamount to giving a decision on the merits, which is not permissible. It is submitted that the observations therein will in all likelihood affect the decision to be taken after the trial.

I have heard counsel for the petitioner and have also read the

order dated 09.03.2021.

Learned counsel for the petitioner has not been able to point out as to how the bail allowed to respondents No.2 and 3 is being violated, and therefore, this court, at the present moment, is not inclined to cancel the bail order. However, any of the observations as made by the Addl. Sessions Judge, Jhajjar in the order dated 09.03.2021 are not to be looked into or referred to by the trial court at the time of taking the final decision.

The instant petition stands disposed of with the aforesaid directions.

April 08, 2021
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No