

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12397-2022
Reserved on: 08.04.2022
Pronounced on: 07.05.2022

Parminder @ Kala @ Parvinder Singh ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. R.S. Malik, Advocate,
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
154	29.08.2020	Mohana, Sonapat, District Sonapat	302, 201 and 34 IPC

1. The petitioner, incarcerated upon his arrest has come up before this Court under Section 439 Cr.PC, seeking bail.
2. In paragraph 14 of the bail petition, the accused declares that he has no criminal antecedents.
3. Ld. Counsel for the petitioner contends that the pre-trial incarceration would cause an irreversible injustice to the petitioner and family.
4. Ld. counsel representing the State opposes bail.

REASONING:

5. The offence is heinous and the petitioner seeks bail on the grounds that there is no evidence that connects him with the alleged offence.
6. To decide the bail petition on merits would require this Court to peruse the evidence collected by the prosecution. The petitioner has neither annexed the copy of the complete police report filed under Section 173(2) Cr.P.C, nor does he say that the Trial Court did not supply the same to him under S. 207 Cr.P.C. There is no ground pleaded or explanation offered regarding reasons that constrained the petitioner from annexing those while filing the petition. Thus, the Court cannot decide the bail petition.

7. Given above, In the facts and circumstances peculiar to this case, the petition is closed. However, the petitioner shall be at liberty to file a new petition on the same cause of action by annexing a copy of the police report and all necessary documents.

Petition dismissed in aforesaid terms. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

07.05.2022
Jyoti-II

Whether speaking/reasoned: Yes
Whether reportable: No.