

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

247

CRM-M-20322-2022 (O&M)

Date of Decision: 11.10.2022

ARUN @ AMAN

...Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Pankaj Bali, Advocate
for the petitioner.

Mr. Pawan Kumar Jhanda, AAG Haryana.

Mr. Gautam Dutt, Advocate
for the complainant.

HARNARESH SINGH GILL, J.(Oral)

Through this petition, the petitioner seeks regular bail in case bearing FIR No.977 dated 30.11.2018 registered under Sections 120-B, 302, 201, 468 and 471 IPC and Section 25 of Arms Act, at Police Station Assandh, Karnal.

Learned counsel for the petitioner submits that the petitioner has not been named in the FIR; that the petitioner has been indicted in the present case, on the basis of the disclosure statement of co-accused, Nitesh (petitioner's real brother) and apart from this, there is no corroborative evidence to implicate the petitioner in the present case and the petitioner has been in custody since 10.12.2018.

Per contra, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel and learned counsel for the

complainant submits that the complainant in his testimony before the trial Court recorded on 27.02.2020, specifically deposed that Nitish (brother of the petitioner) had told him that he along with the petitioner, Ankit and Rohit had committed the murder of Prince (nephew of the complainant) and dumped the body in the drain. They, however, do not dispute the custody period of the petitioner. They further submits that out of total 32 prosecution witnesses, 10 have already been examined.

I have heard the learned counsel for the parties.

The complainant in his testimony has specifically named the petitioner as the one involved in the murder of his nephew, namely, Prince and thereafter, dumping the body in the drain. The allegations against the petitioner are serious and grave in nature. Merely because the petitioner has been in custody since 10.12.2018 does not entitle him for the concession of regular bail.

In view of the above, no case is made out to grant the concession of regular bail to the petitioner.

Dismissed.

11.10.2022

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>