

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-43045-2023 (O&M)
Date of decision: 31.10.2023

Nitin Verma @ Nik

....Petitioner

V/s

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Piyush Sharma, Advocate, for the petitioner.
Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J. (Oral)

CRM-38188-2023

This is an application seeking preponment of the accompanying
petition.

Dismissed as having been rendered infructuous.

CRM-M-43045-2023

At the outset, learned counsel for the petitioner submits that
similarly placed co-accused of the petitioner namely Rohan Verma has
already been granted the concession of regular bail by this Court vide order
dated 22.08.2023 passed in CRM-M-15386-2023 (Annexure P-5), which
fact has not been disputed by the learned State counsel.

Prayer in the present petition filed under Section 439 Cr.P.C is
for grant of regular bail to the petitioner in case FIR No.180, dated
20.05.2020, registered under Sections 302, 34 of the IPC, at Police Station
Haibowal, District Police Commissionerate, Ludhiana (with charge under

Section 411 of the IPC added subsequently).

As per allegations, three persons with muffled face caused knife injury on the chest of Ramu, resulting in his death. FIR was lodged on the statement of Santosh, the brother of deceased Ramu. It is also the allegation that one Rajinder Sharma overheard petitioner Nitin and two co-accused namely Rohan Verma and Tarun, to have committed the crime. As per that statement, it is Tarun, co-accused of the petitioner, who allegedly gave knife blow in the chest of deceased Ramu.

It is contended by learned counsel for the petitioner that similarly placed co-accused Rohan Verma, has already been granted the concession of bail by this Court; that the case of the present petitioner is on a better footing because the recovery of knife was effected from the co-accused Rohan Verma, whereas no recovery has been effected from the present petitioner.

In view of the aforesaid facts and circumstances of the case and on the ground of parity, but without commenting anything on the merits of the case, the present petition is allowed. The petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

Disposed of.

(DEEPAK GUPTA)
JUDGE

October 31, 2023
vcgarg

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No