

CRM-M-48455 of 2022

2023:PHHC:052269

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

CRM-M-48455 of 2022

Date of decision: 13.04.2023

Rinku @ Kala

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Sankalp Gehlawat, Advocate,
for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

NAMIT KUMAR, J.

1. This petition has been filed by the petitioner under Section 439 Cr.P.C. seeking interim bail for 30 days in case FIR No.92 dated 23.02.2016 under Sections 148, 149, 188, 302 IPC and Section 25, 54, 59 of the Arms Act, registered at Police Station Civil Lines, Rohtak, during the pendency of trial.

2. Learned counsel for the petitioner has contended that the house of the petitioner is in dilapidated condition and it could collapse any time. He further submitted that it is very difficult for the family of the petitioner to live in the said house, therefore, he may be granted interim bail for thirty days to arrange money and to get repaired his house.

3. Per contra, learned State counsel has opposed the prayer for grant of interim bail to the petitioner on the ground that in case he is

CRM-M-48455 of 2022

2023:PHHC:052269

granted bail there is every likelihood that he may abscond and wife of the petitioner has got repaired the house.

4. I have heard learned counsel for the parties and perused the record.

5. Para 6 of the reply filed by the State reads as under: -

“6. That the contents of the para no. 6 of the petition are wrong and denied. It is wrong and denied that petitioner house where the family of the petitioner is residing in which whole roof is leaking and house is in dilapidated condition and may collapse at any time due to rain it is also wrong and denied that petitioner intends to get the house repaired and there is no other family member to do these task and petitioner will arrange money to repair the said house and family of the petitioner may die due to fall of dilapidated house. It is pertinent to mention here that the wife of the petitioner borrowed an amount Rs.25,000/- only on interest and got repaired the said house. copy of the statement of the wife of the petitioner is enclosed annexure R-1.”

6. From the above, it is clear that wife of the petitioner has arranged the money and got repaired the house. Therefore, no plausible ground is made out to grant interim bail to the petitioner. Hence, the present petition is dismissed.

13.04.2023
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No