

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-985-2023
Date of Decision.:12.07.2023

Ravi BanjaraPetitioner
Vs.
State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sunil Kumar Pandey, Advocate for
Mr. A.S. Sheoran, Advocate for
the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of this petition under Section 439 Cr.P.C in case FIR No.74 dated 21.02.2022 registered under Sections 302, 201, 392, 397, 120-B of the IPC and Section 25(ib)(a) and 27(1)-54-59 of Arms Act registered at Police Station Badshahpur, District Gurugram.

2. It is contended that dead body of an unknown person was found on 20.02.2022 and kept in mortuary. The same was identified by the relatives to be that of Arjun son of Mangaram on 21.02.2022. Complaint was lodged by Ajay, the grandson of deceased revealing that deceased was a driver of one Rakesh Kumar owner of R.K. Travels Company which used to bring and drop staff of Spice Jet company from airport to home and deceased used to drive Swift Dezire car of the company which was also

missing. On 19.02.2022, deceased had left home at 07:30 a.m. and did not return. Dead body was found having injury marks on head and other parts of the body.

3. During investigation co-accused Rahul was arrested on 22.02.2022 and car of deceased was recovered from him. He disclosed the name of Vishal. As per the police report, it is Vishal who along with Rahul committed the murder and looting. The role attributed to the petitioner is that he got recovered GPS device of the looted car of the deceased, which was thrown by him after breaking the same.

4. Learned counsel for the petitioner submits that petitioner did not participate in the crime, that he is in custody for the last more than one year and so, he be allowed bail.

5. Learned State counsel has opposed the bail petition by pointing out towards the criminal antecedents of the petitioner inasmuch as he is involved in two more cases of murder.

6. As per the custody certificate placed on record by learned State counsel, petitioner is in custody in this case for the last 1 year 3 months and 14 days. The only role attributed to him is regarding throwing the GPS device of the car snatched from deceased.

7. On instructions from ASI Hemant Kumar learned State counsel concedes that as per investigation, petitioner did not participate in snatching/looting of car and murder.

8. Having regard to the role attributed to the petitioner and the circumstances as above but without commenting anything further on the

merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

July 12, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No