



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

**CRM-M-226-2025**

**Date of decision : 03.04.2025**

**Vinod Kumar @ Chinku**

**.....Petitioner**

**versus**

**State of Haryana**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Abhinav Kaushik, Advocate for  
Mr. Rajesh Lamba, Advocate  
for the petitioner.

Mr. Vijesh Sharma, Addl. AG, Haryana assisted by  
ASI Sanjay.

**RAJESH BHARDWAJ, J. (Oral)**

1. Petitioner has approached this Court by way of filing the present petition praying for grant of regular bail to him in case FIR No.168 dated 01.03.2023, under Sections 302, 201, 34 of IPC, 1860, registered at Police Station Suraj Kund, District Faridabad, Haryana.

2. As per facts of the case, on the statement of complainant, namely, Sushil Kumar son of late Bagwati Parsad a complaint was filed with the police, wherein, it was alleged that on 28.02.2023 at about 10.00 a.m., he received a call from one Kishore that a quarrel had taken place amongst the labourers and out of them Vinod (petitioner), Deepak, Bijender Kumar and Devender @ Kala had given beatings to an unknown labourer. On enquiry, he came to know that said unknown person had committed theft of Rs.6,000/- and a mobile phone due to which quarrel took place. He asked Deepak to take to said laborer for treatment. Thereafter, on 01.03.2023 he came to know that said Deepak Jat, Bajinder, Vinod and Devender @ Kala instead of taking that labourer for treatment had thrown him in the bushes of Anandvan Stone Crusher. He alleged that said Deepak Jat, Bajinder, Vinod and Devender @ Kala had committed murder of unknown labourer. On the



basis of complaint, present FIR was registered and the investigation commenced. The petitioner was arrested on 05.03.2023 and his disclosure statement was recorded, wherein, he got demarcated the place where co-accused Deepak Kumar and Bijender had murdered the deceased. During the investigation, the petitioner was found to be participated in commission of offence by putting the dead body in an iron box alongwith co-accused and thereafter all of them threw the said iron box in jungle. The petitioner approached the Court of learned Additional Sessions Judge, Faridabad praying for grant of regular bail, however, on hearing both the sides, learned Court declined the same vide order dated 08.11.2024. Hence, the petitioner is before this Court by way of filing the present petition praying for grant of regular bail.

3. It has been contended by learned counsel for the petitioner that the petitioner has been falsely and frivolously implicated in this case. He submits that the evidence against the petitioner collected by the prosecution is disclosure statement and from the disclosure statement, the only role attributed to the petitioner is that he gave kick and fist blows to the deceased. He has submitted that it is not the case of the prosecution that either the petitioner was armed with any weapon or he gave any injury with the same. It is submitted that the case of the prosecution is based on circumstantial evidence. He further submits that on the ocular version, he has not been even medically corroborated. He thus, submits that petitioner has no criminal antecedents and he is behind bars since the date of his arrest however, there is no progress in the trial. He submits that co-accused Devender Singh @ Kalu has already been granted regular bail by this Court vide order dated 27.09.2024 passed in CRM-M-23638-2024. He thus, submits that in the facts and circumstances of the case, petitioner deserves to be granted regular bail.

4. Learned State counsel, on instructions from ASI Sanjay has



opposed the submissions made by learned counsel for the petitioner. He has submitted that the petitioner has played an active role in committing the murder of the unknown labour. He submits that out of 05 accused, 02 accused are already on bail. He has placed on record the custody certificate of the petitioner.

5. After hearing counsel for the parties and perusing the record, it is inferred that petitioner was arrested on 05.03.2023. As per custody certificate produced by learned State counsel, petitioner has suffered incarceration of 02 years and 27 days as on 01.04.2025. Custody certificate further reflects that petitioner is not involved in any other case. As submitted, out of 35 prosecution witnesses, only 02 witnesses have been examined till date.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. The trial of the case will take sufficiently long time. However, keeping in view the overall facts and circumstances of the present case, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

**03.04.2025**  
*m.sharma*

**( RAJESH BHARDWAJ )**  
**JUDGE**

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