

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

CRM-M-15210-2015 (O&M)

Date of decision : 24.07.2015

Amit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rakesh Nehra, Advocate,
for the petitioner.

Mr. Manoj Dhankhar, Advocate,
assisted by ASI Naresh Kumar.

JITENDRA CHAUHAN, J.

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.86 dated 27.03.2013, registered under Sections 148, 149, 436, 449, 307, 302, 303, 120-B of the Indian Penal Code, (for short, 'the IPC') and Section 25 of the Arms Act, at Police Station Baroda, Gohana, Distt. Sonapat.

The learned counsel for the petitioner contends that the petitioner is not named in the FIR. He has been involved in the present case on the basis of the disclosure statement suffered by the co-accused,

which is not per se admissible. The petitioner is in custody since 04.04.2013.

On the other hand, the learned State counsel, on instructions, submits that the petitioner played an active role in the commission of crime. He along with co-accused Baljeet and Kuldeep entered into the house of the complainant and fired shot upon Ram Diya, Baru, since deceased and Jagbir-complainant. Thereafter, they poured petrol on them and set ablaze Ram Diya and Baru.

Heard.

Considering the seriousness of the crime and the fact that no favourable circumstance has accrued in favour of the petitioner after dismissal of his first bail petition on 28.10.2014, without adverting to the merits of the case, the present petition is hereby dismissed.

Dismissed.

24.07.2015

MS/atulsethi

(JITENDRA CHAUHAN)
JUDGE

Note : Whether to be referred to reporter ? Yes / No