

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

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**CRM-M-1580-2015
Date of Decision:28.5.2015**

SATENDER

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.Manoj Tanwar, Advocate
for the petitioner.

Mr.Rajesh K.Sheoran, Addl.A.G.Haryana.

Mr. Ramandeep Singh, Advocate for
Mr.Gurinder Pal Singh, Advocate
for the complainant.

1. ***Whether Reporters of local papers may be allowed to see the judgment ?***
2. ***To be referred to the Reporters or not ?***
3. ***Whether the judgment should be reported in the Digest?***

RAJ MOHAN SINGH, J.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.15 dated 15.2.2014 registered under Sections 147, 149, 307, 120-B IPC, Section 302 IPC (added later on) and Section 25/ 54/ 59 of the Arms Act, at P.S. Satnali District Mohindergarh.

FIR was registered on the basis of statement of one Munshi Ram, alleging that his son Vijender @ Billu was sitting on a liquor shop in the evening at about 5.30 P.M. Complainant and his other son Dharmender @ Bablu, grandson Vinod and one Manohar

were also sitting on the said shop and were playing cards. In the meanwhile, one Alto car came, in which 4-5 persons were sitting and it came to be halted near them in front of wine shop. Two men came down from the car. One of them was Sanjay and he took Billu at the back of wine shop and fired upon him, hitting on his chin and back of the neck. They started running. On hearing the noise, complainant also attracted to the spot. With this background, the FIR was lodged.

During the course of investigation, Pardeep, one of the accused, made a disclosure statement highlighting complicity of present petitioner in the context of making conspiracy where the deceased was not agreeing to effect compromise in a previous case.

Learned State counsel, on instructions from ASI Rohtash Kumar and duly assisted by learned counsel for the complainant, states that the petitioner was involved in 14 cases, out of which, he has been convicted in FIR No. 142 dated 11.7.2000 under Sections 307, 332, 353, 186, 148, 149 IPC registered at Police Station Barada; FIR No.281 dated 23.10.1993 under Sections 302, 364, 201, 34 IPC registered at Police Station Sadar Dadri and FIR No.72 dated 11.5.2003 under Sections 398, 401 IPC and Section 25 of the Arms Act registered at Police Station Sadar Dadri. Other cases are pending against him and in some of the cases, it has been argued that the petitioner has been acquitted.

Seeing the antecedent behaviour of criminal activity of the petitioner and his complicity in the present case, particularly when

during pendency of this petition, one more case bearing FIR No. 77 dated 24.5.2015 has been registered under Sections 307, 120-B, 34 IPC and Section 25 of the Arms Act at Police Station Mahendergarh, this Court feels that the petitioner is not entitled to any concession of regular bail.

Consequently, this petition is dismissed.

However, nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

(RAJ MOHAN SINGH)
JUDGE

May 28, 2015

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