

The allegations against the revisionist are that on

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29.11.2010, at about 7:15 PM, he, while driving a fire brigade vehicle in a rash and negligent manner, hit the deceased Suresh Kapoor and ran over him, which resulted in his death. Thereafter, he drove the vehicle towards Sohna Chowk, Gurgaon. However, due to traffic jam, he stopped his vehicle there. The complainant then followed him and noted down the registration number of the vehicle and also enquired the name of the present revisionist from him. Thereafter, the complainant made the statement to ASI Harmesh Singh in the General Hospital, Gurgaon.

Before the trial Court, the complainant stood by his stand. He identified the man in the Court.

Learned counsel for the revisionist has argued that the revisionist was on the correct side and that one of the witnesses has admitted that the deceased was crossing the road. It is not the case of the accused that he was on duty at that time and, therefore, he was driving the fire brigade vehicle at a high speed. It was a busy chowk where the fire brigade vehicle, which was off duty, was being driven rashly and negligently and a man was run over by it. It was only on the next chowk that due to traffic jam, the revisionist had to stop the vehicle and the number of vehicle and his name could be detected. The revisionist was identified. It is established that the revisionist was driving the vehicle in a rash and negligent manner. There are concurrent findings of facts recorded by two Courts below.

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The judgments of both the Courts below are based on sound reasoning. Therefore, there is no ground to interfere in the impugned judgments. Hence, the present revision is dismissed.

(KULDIP SINGH)
JUDGE

24.2.2016
sjks