

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

**CRWP No. 1186 of 2016
Date of decision: 04.11.2016**

Rajesh Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Aditi Girdhar, Advocate as amicus-curiae
for the petitioner.

Mr. Anmol Malik, AAG, Haryana
for the State.

JAISHREE THAKUR, J. (Oral)

A communication was received by Post stating to be elder brother of Naveen son of Sh. Jai Singh, resident of Village Kabulpura, District Jhajjar alleging that the whereabouts of his brother was not known and that he was apprehending that his brother may be implicated in a false case.

Notice of the said application was issued and Ms. Aditi Girdhar, Advocate was appointed as amicus-curiae to assist the Court. Reply by the State has been filed in which it is submitted that FIR No. 401 dated 31.08.2016 under Sections 387, 364-A, 511, 120-B and 216 of the IPC and 25 of the Arms Act was registered on the complaint of Dr. Rajiv Sood son of Sh. Mohinder Partap, resident of Aggarsain Puram Colony, Kaithal in which the name of the Naveen was reflected. On 31.08.2016, information was received about certain person sitting in a car having weapon. The police party went to that place and certain bullets were fired on the government vehicle, on which, the Inspector, who had been given

information, also fired two rounds from his service revolver. The young boys were apprehended. One of the boys apprehended disclosed his identity as Naveen son of Sh. Jai Singh, caste Jatt, resident of Kabulpur, Police Station Sadar Rohtak. Counsel for the State submits that Naveen, brother of the petitioner, is in custody in FIR No. 87 dated 01.09.2016 under Sections 186, 332, 353, 307 and 34 of the IPC and under the Arms Act, registered at Police Station Titram, District Kaithal.

In view of the fact that the brother of the petitioner has been apprehended in the above said FIR, no order is called for and above noted petition is dismissed accordingly.

November 04, 2016
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No