

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(1)	CRA-D-183-DB of 2013 Date of decision:-5.5.2017
Babu Ram	...Appellant
Versus	
State of Haryana	...Respondent
(2)	CRA-D-204-DB of 2013
Rajan	...Appellant
Versus	
State of Haryana	...Respondent
(3)	CRA-D-224-DB of 2013
Jaswant Singh @ Jaat	...Appellant
Versus	
State of Haryana	...Respondent
(4)	CRA-D-235-DB of 2013
Harish @ Lovely and another	...Appellants
Versus	
State of Haryana	...Respondent
(5)	CRA-D-414-DB of 2013
Sonu Kumar @ Sonu Dagar	...Appellant
Versus	
State of Haryana	...Respondent

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CRA-D-414-DB of 2013

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**CORAM : HON'BLE MR. JUSTICE T.P.S. MANN
HON' BLE MR. JUSTICE H.S. MADAAN**

Present : Mr.N.S. Shekhawat, Advocate with
Mr.Dhruv Sihag, Advocate
for the appellant in CRA-D-183-DB of 2013.

Ms.G.K. Mann, Advocate
for the appellant in CRA-D-204-DB of 2013.

Ms.Ashima Mor, Advocate
as legal aid counsel for the appellant in CRA-D-224-DB of
2013.

Mr.Sudhir Sharma, Advocate
for the appellants in CRA-D-235-DB of 2013.

Mr.R.S. Mamli, Advocate
for the appellant in CRA-D-414-DB of 2013.

Mr.Praveen Bhadu, Assistant A.G., Haryana.

Mr.Balraj Singh Rathee, Advocate
for the complainant.

H.S. MADAAN, J.

Vide this judgment, we propose to dispose of five appeals
i.e. **CRA-D-183-DB of 2013** filed by Babu Ram, **CRA-D-204-DB of
2013** filed by Rajan, **CRA-D-224-DB of 2013** filed by Jaswant Singh
@ Jaat, **CRA-D-235-DB of 2013** filed by Harish @ Lovely and Rohtas
and **CRA-D-414-DB of 2013** filed by Sonu Kumar @ Sonu Dagar, all
of them being accused, who were tried and convicted by the Court of
learned Additional Sessions Judge, Yamuna Nagar at Jagadhari vide
judgment and order dated 25.1.2013 and sentenced as under:

- i) Imprisonment for life and to pay a fine of Rs.5,000/- each under
Section 302 read with Section 149 IPC and in default of payment
of fine, to further undergo simple imprisonment for six months;

- ii) Rigorous imprisonment for one month each under Section 341
read with Section 149 IPC;
- iii) Rigorous imprisonment for one month each under Section 427
read with Section 149 IPC;
- iv) Rigorous imprisonment for one month each under Section 323
read with Section 149 IPC; and
- v) Rigorous imprisonment for one year each under Section 148 IPC.

The substantive sentences awarded to convicts were ordered to run concurrently.

The accused-convicts, who are appellants before this Court pray that the appeals be accepted, the impugned judgment of their conviction and sentence be set aside and they be acquitted of the charge framed against them.

Briefly stated, the prosecution story as it unfolded during the trial is that on the intervening night of 9/10.10.2008, a telephonic information was received from Gaba Hospital, Yamuna Nagar at Police Station City, Jagadhari to the effect that Hardev and Shiv Kumar injured were lying admitted in that hospital having suffered injuries in a scuffle. Accordingly, a police party headed by ASI Shishpal went to said hospital where ASI Shishpal moved an application Ex.P1 before the attending doctor inquiring about fitness of injured to make statement, on which the doctor reported that the injured had already been referred to PGI, Chandigarh. However, complainant – Sukram Pal son of Shiv Charan, aged 25 years, resident of village Sankhera, Police Station Bilaspur came to Police Station City, Jagadhari, District Yamuna Nagar

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and got his statement recorded with SI Sunder Ram wherein he stated that he is an agriculturist by avocation; that on 9.10.2008, he along with Hardev son of Mam Chand, resident of village Munda Khera, Shiv Kumar son of Suraj Bhan, resident of village Bhukhari, Balbir son of Sawan Ram, resident of village Mirpur, Police Station Sadar, Jagadhari had come from village Munda Khera to the house of Shamim Khan son Aslam Khan at Sector 18, HUDA, Jagadhari in Alto Car bearing registration No.HR02S/8150 of Hardev, reaching there at 3:00 p.m.; that the purpose of their visit was to sell land of Hardev; that after discussion with Shamim Khan, all four of them went to the office of Sonu Kumar @ Sonu Dagar accused being run under the name and style of Krishna Shakti at Old Grain Market, Jagadhari; that Sonu Kumar @ Sonu Dagar along with his companions Rohtas, Jaswant @ Jaat and Babu Jaat, Rohtas's brother Lovely, Rajan Sharma, Narender Tyagi, Om Parkash, Bagga Sunar and 4-5 other persons was enjoying and celebrating Dusshera festival. He further stated that about 7-8 months earlier, a scuffle had taken place between Shiv Kumar and Rajan Sharma over consumption of liquor, however, the matter was got compromised; that on that day also Shiv Kumar and Rajan Sharma again entered in a scuffle over some matter; that both of them gave slaps and fist blows to each other; that in the process, one glass pane of office of Sonu Kumar @ Sonu Dagar got broken; that complainant, Balbir, Narender Tyagi and Hardev tried to intervene, then Rajan hit Narender on his arm with a bottle, however, the matter got settled and all of them went to their respective houses. According to the complainant, he along with his three

companions went to Hardev's village at Munda Khera in his Alto Car; that at about 9:30 p.m., Sonu Kumar @ Sonu Dagar made a telephonic call to Hardev stating that Narender Tyagi had received injuries and all four of them should come to Civil Hospital, Jagadhari where the dispute of Shiv Kumar and Rajan was to be settled, therefore, they accordingly reached Civil Hospital, Jagadhari in the Alto car of Hardev at 10:00 p.m., but they did not come across Sonu Kumar @ Sonu Dagar or any other person at the hospital. However, a telephonic call made by Sonu Kumar @ Sonu Dagar at mobile phone of Hardev was received asking them to reach the house of Narender Tyagi at Telian Gali, Jagadhari, as such, complainant along with Hardev, Shiv Kumar and Balbir proceeded towards house of Narender Tyagi; that at about 10:30 p.m., when they had reached Khera Bazaar near Khera Temple, then Mohan Singh son of Miya Singh, resident of Khera came from the back side whereas Sonu Kumar @ Sonu Dagar gave signal to stop the car and he came in front of the car abruptly forcibly stopping it; that at that time car was being driven by Shiv Kumar whereas Hardev was sitting along with him on the front seat; that the complainant and Balbir Singh were sitting on the rear seat; that in the meanwhile Rohtash, Lovely, Devi Dayal armed with a sword each, Rajan Sharma having *gandasi*, Jaswant @ Jaat having a sword, Babu Ram having a sword along with 15-20 unknown persons armed with *lathies* and *dandas*, suddenly came towards the complainant and his companions; that when the car was got stopped by Sonu Kumar @ Sonu Dagar accused, then Shiv Kumar and Hardev came out of it; that they were about to talk to Sonu Kumar @ Sonu

Dagar, at that time Sonu Kumar @ Sonu Dagar lifted a sword lying nearby and gave a blow on the head of Hardev, whereas Rohtas gave a sword blow on neck of Hardev, Rajan gave a *gandasi* blow on the legs, arms and head of Hardev, whereas Lovely gave several sword blows to Shiv Kumar on his head, Jaswant @ Jaat gave several sword blows hitting Shiv Kumar on head and other parts of body, whereas Babu Ram gave many sword blows hitting Shiv Kumar on his face and other parts of body; that observing such murderous assault on Shiv Kumar and Hardev, complainant Sukrampal and Balbir Singh came out of the car and ran towards the main bazaar; that while running away when the complainant turned back, he saw that other persons, who were having *dandas* and *lathies* in their hands were beating Hardev and Shiv Kumar with such weapons and were also breaking glass panes of Hardev's car bearing No.HR-02S-8150; that Sonu Kumar @ Sonu Dagar hurled a brick bat at the complainant which hit him on front side of head. According to the complainant, on reaching near Shiv Temple, he made a telephonic call to Kamal, resident of Kalan Khera, at which Kamal and Gurdeep reached at Khera Mandir, Jagadhari on a bike. The complainant and Balbir Singh came back at Khera Temple, Jagadhari, whereas the assailants had run away from the spot along with their respective weapons. Hardev and Shiv Kumar were lying unconscious at the spot and glass panes of car of Hardev had been broken. In the statement made by complainant before SI Sunder Ram, he had also stated that they had made Hardev and Shiv Kumar lay on the rear seat of their car and then Gurdev and Kamal took Hardev and Shiv Kumar to Gaba Hospital,

Jagadhari at 11:00 p.m.; that he and Balbir Singh had also reached the hospital on the bike of Kamal where the doctor gave first aid and referred the injured to PGI, Chandigarh sending them in an ambulance along with doctors' team; that the complainant, Balbir Singh and Mohan also went to PGI, Chandigarh in the ambulance; that they had reached the said medical institute at 3:00 A.M.; that Hardev and Shiv Kumar were taken to Emergency Ward of PGI, Chandigarh where the doctor had declared both of them as brought dead; that their dead bodies were sent to mortuary of PGI. Thereafter, complainant went to Police Station City, Jagadhari after leaving Balbir Singh and Mohan outside the mortuary of PGI. Hardev's alto car was still parked at Gaba Hospital, Jagadhari. In his statement complainant sought taking an action against the culprits.

SI Sunder Ram had appended police proceedings on that statement and then formal FIR Ex.PW10/A for the offences under Sections 302, 341, 323, 148, 149 and 427 IPC was registered against the accused and special reports were sent to Illaqa Magistrate and higher police officers. Then SI/SHO Sunder Ram called scene of crime team to the place of occurrence. The police party headed by SI/SHO Sunder Ram proceeded to the spot. On the way, the police party was joined by Kapil Sehgal, Photographer. The scene of crime team headed by Dr.G.R. Jain and D.S.P. Hetram had also reached at the spot. On advise of scene of crime team, SI Sunder Ram picked up blood from two places from the spot, preparing parcels thereof sealed with seal having inscription 'SS' and those were taken into possession vide memo Ex.PW12/A. The

Investigating Officer carried out spot inspection and prepared rough site-plan of the place of incident as Ex.PW26/A. He recorded statements of witnesses. Thereafter, the Investigating Officer went to PGI, Chandigarh. Dead bodies of Hardev and Shiv Kumar were lying in the mortuary of that medical institute. He carried out inquest proceedings with regard to their unnatural deaths, preparing reports, report with respect to Hardev as Ex.PW26/B and Shiv Kumar as Ex.PW26/C. He got the post-mortem examination conducted on the dead bodies of Shiv Kumar and Hardev moving applications Ex.P16 and Ex.P18, respectively. The dead bodies were sent to General Hospital, Sector 16, Chandigarh for that purpose. However, post-mortem examination could not be carried out at General Hospital, Sector 16, Chandigarh, rather case was referred to General Hospital, Yamuna Nagar for doing the needful. When the police along with dead bodies reached General Hospital, Jagadhari, it was quite late in the day, therefore, dead bodies were kept in the mortuary. Then on 10.10.2008, a police party headed by SI Sunder Ram went to Gaba Hospital, Yamuna Nagar and taken into possession the damaged alto car having registration No.HR-02S-8150 vide memo Ex.P5, photographs of the car were got clicked and thereafter car was taken to police station and deposited with MHC along with other parcels. The Investigating Officer recorded statements of witnesses.

On 11.10.2008, SI Sunder Ram accompanied by ASI Bal Kishan went to Civil Hospital, Jagadhari and got post-mortem examination done on the dead bodies of Hardev and Shiv Kumar. After

post-mortem examination, the doctor handed over a sealed parcel containing pant and underwear stained with blood of deceased Shiv Kumar, which was taken into possession vide memo Ex.PW20/A. The Investigating Officer recorded statements of witnesses. After post-mortem examination was conducted on the dead bodies of Shiv Kumar and Hardev, their dead bodies were handed over to their family members for the purpose of cremation against receipts Ex.PW26/D and Ex.PW26/E, respectively. On return to the police the Investigating Officer deposited the case property with MMHC.

On 14.10.2008, SI Manohar Lal while posted as SHO at Police Station City, Jagadhari, on the basis of secret information had arrested accused Harish Kumar @ Lovely and on 15.10.2008, he was produced before the Court and his police remand was obtained. During interrogation, accused Harish Kumar @ Lovely suffered a disclosure statement and in pursuance of which he was taken to the place disclosed by him to effect the recovery of sword which was used by him in the incident but he refused to effect the recovery and retracted from his disclosure statement.

On 16.10.2008 accused Harish Kumar @ Lovely, while in police custody on being interrogated, had suffered a disclosure statement Ex.PW20/B that he had kept concealed the sword under the bushes in a vacant plot on Hundewala Road in front of his shop. Thereafter, he while in police custody, led the police party to the disclosed place and took out the sword from behind the bushes. SI Manohar Lal prepared the sketch of sword as Ex.PW20/D and the same was taken into possession

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vide memo Ex.PW20/C and later on it was converted into a parcel sealing it with his seal having impression 'ML'. The seal after use was handed over to ASI Bal Kishan, the sword being Ex.P29. He (SI Manohar Lal) prepared rough site-plan of place of recovery as Ex.PW22/A. On return to the police station, the case property was deposited with MMHC.

Further investigation in the case had been entrusted to Inspector Narinder Singh of CIA Staff, Yamuna Nagar as per orders of S.P. Yamuna Nagar. On 18.11.2008, Inspector Narinder Singh along with complainant Sukram Pal and Mulkh Raj, Draughtsman went to the place of incident. The Draughtsman prepared the site-plan of place of occurrence. On 20.11.2008 accused Rajan and Jaswant @ Jaat were produced before CIA Staff, Yamuna Nagar by one of the relatives of Rajan. They were formally arrested. Both of them were interrogated one by one. Firstly, accused Rajan when put to interrogation had suffered a disclosure statement Ex.PW11/A whereas accused Jaswant @ Jaat during police interrogation had also suffered disclosure statement Ex.PW11/B.

On that very day, accused Sarabjeet @ Sabbi, Vikram, Devender and Jaivir were arrested in this case and put in lock up of CIA Staff. On 21.11.2008 at about 7:00 a.m. such accused were interrogated one by one and they all of them had suffered disclosure statements Ex.PW11/C, Ex.PW14/A, Ex.PW14/C and Ex.PW14/B, respectively. On that day, accused Babu Ram had been produced before Inspector Narinder Singh of CIA Staff, Yamuna Nagar by one of his relatives.

Babu Ram was arrested in this case and was interrogated during the course of which, he had suffered disclosure statement Ex.PW14/D. The accused were produced in the Court of Illaqa Magistrate and their police remand was obtained.

Firstly the police party along with the accused reached village Chahron where accused Jaswant @ Jaat led the police party to backside of a shop located at the bus stand and got recovered a sword which had been taken out by him from beneath the earth. Sketch of the sword was prepared as Ex.PW11/E and the sword was taken into possession vide memo Ex.PW11/D. Rough site-plan of the place of recovery as Ex.PW21/A was prepared.

Thereafter, accused Rajan in pursuance of the disclosure statement suffered by him got recovered a *gandasi* buried by him underneath the earth on backside of another shop located in the same locality. Sketch of the *gandasi* was prepared as Ex.PW15/A and the same was taken into possession vide memo Ex.PW15/B. Rough site-plan of the place of recovery as Ex.PW21/B was prepared.

Then, accused Babu Ram in pursuance of the disclosure statement suffered by him got recovered a sword kept concealed by him on backside of another shop located in the same locality. Sketch of the sword was prepared as Ex.PW17/A and the same was taken into possession vide memo Ex.PW17/B. Rough site-plan of the place of recovery as Ex.PW21/C was prepared.

Whereas, accused Jaivir, while in police custody, led the police party to village Manakpur, to be more precise, to eucalyptus tree

standing in the panchayat land and got recovered a bamboo stick. Sketch of the *danda* was prepared as Ex.PW17/C and the same was taken into possession vide memo Ex.PW17/D. Rough site-plan of the place of recovery as Ex.PW21/D was prepared.

Then, accused Vikram, while in police custody, led the police party to village Kharwan and there he led them to the fields of one Rajinder Singh and got recovered a *danda* from underneath a popular tree. Sketch of the *danda* was prepared as Ex.PW14/E and the *danda* was taken into possession vide memo Ex.PW14/F. Rough site-plan of the place of recovery as Ex.PW21/E was prepared.

Thereafter, accused Sarabjeet @ Sabbi, while in police custody, led the police party to the road leading to village Chaneti and after reaching within the revenue estate of village Chaneti, he took them to a place near one factory of Chanan Bartanwala, located in the land of one Satish and by the side of a wall thereof, he got recovered a *danda* from underneath the earth. Sketch of the *danda* was prepared as Ex.PW15/C and the same was taken into possession vide memo Ex.PW15/D. Rough site-plan of the place of recovery as Ex.PW21/F was prepared.

Then came turn of accused Devender, who while in police custody, led the police party to his house located at Vijay Nagar Colony, Jagadhari and in pursuance of his disclosure statement got recovered a *danda* (wooden wicket) from a room of his house. Sketch of the *danda* was prepared as Ex.PW14/G and the said *danda* was taken into possession vide memo Ex.PW14/H. Rough site-plan of the place of

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recovery as Ex.PW21/G was prepared.

All the weapons abovesaid were converted into separate sealed parcels at the place of their respective recoveries and the witnesses had signed the memos prepared in that behalf also then and there. Statements of witnesses were recorded.

Then the police party headed by Inspector Narinder Singh reached Police Station City, Jagadhari in the evening and the case property was deposited with MHC. Accused were taken to CIA Staff and confined in the lock up.

On 27.11.2008, Inspector Narinder Singh received information regarding presence of accused Mohammad Abid at his house. He communicated message to complainant Sukram Pal to meet the police party at Jhota Chowk, Jagadhari, who did so. Thereafter, accused Mohammad Abid was arrested from his house located at Ganga Nagar Colony, who was taken to Police Station City, Jagadhari where he was interrogated. He suffered a disclosure statement Ex.PW10/B and in pursuance of which he, while in police custody, led the police party to his house and got recovered a *danda* after taking it out from a wooden bed box. Inspector Narinder Singh prepared sketch of the *danda* as Ex.PW10/D and the same was taken into possession vide memo Ex.PW10/C. He also prepared rough site-plan of place of recovery of *danda* as Ex.PW21/H.

On the same day, Inspector Narinder Singh received information regarding presence of accused Gagan Kashyap at his house. He was arrested and was taken to CIA Staff, Yamuna Nagar and

interrogated. He suffered a disclosure statement Ex.PW10/E and in pursuance of that he, while in police custody, led the police party accompanied by complainant Sukram Pal to his house located at Loharan Mohalla, Jagadhari and got recovered a *danda* lying in one of the corners of his house just on the entrance thereof. Inspector Narinder Singh prepared sketch of the *danda* as Ex.PW10/G and the same was taken into possession vide memo Ex.PW10/F. He prepared rough site-plan of place of recovery as Ex.PW21/I. Further, accused Gagan Kashyap in pursuance of his disclosure statement led the police party accompanied by complainant Sukram Pal to the place of occurrence and demarcated the same and memo Ex.PW11/F in that regard was prepared.

On 28.11.2008, Inspector Narinder Singh received information regarding presence of accused Dinesh at his house. He communicated message to complainant Sukram Pal to meet the police party at bus-stand Jagadhari, who did so. Thereafter, accused Dinesh was arrested from his house located at Ganga Nagar Colony, who was taken to CIA Staff, Yamuna Nagar where he was interrogated. He suffered a disclosure statement Ex.PW10/H and on 29.11.2008 in pursuance of the disclosure statement, he while in police custody, led the police party to his house and got recovered a *danda* after bringing that out of a room. Inspector Narinder Singh prepared sketch of the *danda* as Ex.PW10/J and the same was taken into possession vide memo Ex.PW10/I. He prepared rough site-plan of place of recovery as Ex.PW21/J.

All the recovered weapons were converted into separate

sealed parcels at the place of their respective recoveries and the witnesses had signed the memos prepared in that behalf also then and there. The statements of witnesses were also recorded. At the time of preparing of parcels, regarding recovery from accused Mohd. Abid, Gagan and Dinesh, the seal used by Inspector Narinder Singh was of the impressions 'RS', whereas the seal used at the time of preparation of parcels regarding recovery of weapons from rest of the accused persons was of impressions 'AK'.

During further investigation, Inspector Narinder Singh recorded the statements of concerned witnesses, viz. Draughtsman, Photographer etc. and the photographs were procured.

On 16.4.2010, Inspector Pawan Kumar, CIA Staff, Yamuna Nagar had arrested accused Rohtas in this case and after getting him medically examined, he was confined in CIA lock up.

On 17.4.2010, accused Rohtas was taken out from the lock up and interrogated, who suffered a disclosure statement, which was reduced into writing and thereafter accused Rohtas was produced before the Court and his police remand up to 19.4.2010 was obtained.

On 18.4.2010, accused Rohtas was again taken out from the lock up and was interrogated and when the police party proceeded to affect the recovery in pursuance of his disclosure statement, he resiled from the same.

On 19.4.2010, accused Rohtas was again taken out from the lock up and was interrogated, who suffered a disclosure statement Ex.PW23/A in presence of EASI Mohan Lal and HC Salinder. The said

disclosure statement was reduced into writing and was signed by that accused and was attested by said EASI Mohan Lal and HC Salinder.

Thereafter, accused Rohtas, while in police custody, led the police party to the disclosed place and got a sword recovered from an abandoned *kotha* located ahead of Gulab Nagar Chowk, Jagadhari by removing the earth. Inspector Pawan Kumar prepared the sketch of the sword as Ex.PW23/B, sword being Ex.PW23/D. He prepared a parcel of the said sword sealing it with his seal having impression 'BS' and said parcel was taken into possession vide memo Ex.PW23/C. He (Inspector Pawan Kumar) prepared rough site-plan of place of recovery as Ex.PW25/A.

Thereafter, accused Rohtas led the police party to the place of occurrence and had demarcated the spot and memo Ex.PW23/E in that regard was prepared. Then the case property was deposited with the MHC of Police Station City, Jagadhari and accused was produced before the Court.

During the course of investigation, the Investigating Officer recorded statements of witnesses and taken into possession various documents. After completion of investigation and other formalities, challan against all the accused except Rohtas and Sonu Dagar was prepared and filed in the Court of Additional Chief Judicial Magistrate, Yamuna Nagar at Jagadhari since Rohtas and Sonu Kumar @ Sonu Dagar had not been arrested by the time when main challan was filed in the Court.

On presentation of challan in the Court of Additional Chief

Judicial Magistrate, Yamuna Nagar at Jagadhari, he supplied copies of documents relied upon in the challan to all the accused (except Rohtas and Sonu Kumar @ Sonu Dagar) free of costs as provided under Section 207 Cr.P.C. Then finding that offence under Section 302 IPC is exclusively triable by the Court of Sessions, learned Additional Chief Judicial Magistrate, Yamuna Nagar at Jagadhari vide his order dated 5.2.2009 committed the case to the Court of learned Sessions Judge, Yamuna Nagar at Jagadhari from where it was entrusted to the Court of learned Additional Sessions Judge, Yamuna Nagar at Jagadhari.

On receipt of case in the Court of learned Additional Sessions Judge, Yamuna Nagar at Jagadhari, observing that prima facie charge for offences under Sections 148 IPC, 323, 341, 427, 302 read with Section 149 was disclosed against the accused, accused were charge-sheeted accordingly vide order dated 30.3.2009, to which, they pleaded not guilty and claimed trial.

When the case was at the stage of prosecution evidence, the prosecution filed supplementary challan against accused Rohtas. Then amended charge-sheet was served upon all the accused including Rohtas vide order dated 31.8.2010.

On 28.1.2011 supplementary challan was filed against accused Sonu Kumar @ Sonu Dagar. The charge was again amended vide order dated 28.1.2011. The case was then fixed for evidence of prosecution.

During the course of its evidence, the prosecution examined as many as twenty eight witnesses as per details below:

PW1 Inspector Raj Singh had filed final report under Section 173 Cr.P.C. against the accused in the Court, which had been prepared on 7.1.2009.

PW2 Dr.Vandana, Medical Officer, Gaba Hospital, Yamuna Nagar testified that on 11.10.2008, on police application Ex.P1 inquiring about fitness of injured Hardev and Shiv Kumar admitted in their hospital on 9.10.2008 as a case of assault to make statements, she vide her endorsement Ex.P1/A had informed that both the patients had been referred to PGI, Chandigarh for further treatment and management since their condition was very critical.

PW3 ASI Devi Dayal, who was working as MHC in the Police Station City, Jagadhari at the relevant time and with whom case property had been deposited had submitted his affidavit Ex.PW3/A stating that no tampering had been caused with the parcels till these remained in his possession.

PW4 Gunwant Rai Jain, Senior Scientific Officer (Scene of Crime), FSL, Haryana, posted in the office of IGP Ambala Range, Ambala Cantt, who on 10.10.2008 had visited the spot and prepared the report as per existing position proved the same as Ex.P3.

PW5 EHC Mulakh Raj, Draughtsman deposed that on 18.11.2008, he had gone to place of spot at police request and had prepared scaled site-plan Ex.P4 on instructions of Sukram Pal complainant.

PW6 Constable Avtar Singh, who on 10.10.2008 had delivered the special reports of this case to Illaqa Magistrate and other

senior police officers deposed that he had done so without any delay on his part.

PW7 ASI Shish Pal, who had carried out investigation in this case initially by going to Gaba Hospital, Jagadhari on getting information therefrom regarding admission of Shiv Kumar and Hardev injured there and was informed that the injured had been referred to PGI, Chandigarh deposed in that regard stating that on 10.10.2008, he was member of the police party headed by SI/SHO Sunder Ram which had taken into possession Maruti Alto car bearing registration No.HR-02S-8150 parked in the premises of that hospital vide memo Ex.P5.

PW8 Kapil Sehgal, Photographer deposed that on 10.10.2008 on instructions of SI/SHO Sunder Ram, he had gone to the spot and clicked photographs thereof from various angles with his digital camera. He proved those photographs as Ex.P6 to Ex.P10.

PW9 Dr. Rajesh Saini, SMO, CHC Radaur deposed that on 11.10.2008, while he was posted as Medical Officer, Civil Hospital, Jagadhari, he along with Dr. Naveen Garg conducted the post mortem examination on the dead body of Shiv Kumar son of Suraj Bhan, caste Kamboj, resident of village Bhukhri. The dead body was brought by Sunder Ram SI/SHO, P.S. City, Jagadhari. The cause of death as per police papers was in a quarrel. The dead body was 5'-9" long, no mark of ligature was present on the neck. The body was moderately built of young male wearing blue jeans, light green *Kachha* (underwear), grey socks, white metallic *KARA* in left wrist, eyes were closed; mouth was semi open, rigor mortis was present in all the four limbs and neck,

lacerated wound present on right parietal region of size 13x10 cm, underlying bone having multiple fractures, brain matter was coming out from the wound. There was a contusion around the right eye and eye lids were swollen. Clotted blood present in both the nostrils and left ear. Stitched wound of 10 cm present on anterior aspect of right forearm. There was contusion 6 cm x 3 cm present on right upper arm. There was abrasion of 6 cm x 1.5 cm on the right side of abdominal wall above the iliac bone. There was contusion of 8 cm x 3 cm present on anterior aspect of left shoulder. There was contusion of 6 cm x 4 cm present on lateral aspect of left arm. Rest of the organs of the body were healthy.

In their opinion, the cause of death in this case was due to head injury which was sufficient to cause death in normal course of events and was ante mortem in nature. He proved carbon copy of the PMR as Ex.P12 and police request for conducting post mortem examination as Ex.P16. He further proved pant as Ex.P13 (MO), underwear as Ex.P14 (MO) and a pair of socks as Ex.P15(MO) and deposed that these were the same which they had handed over to the police in a sealed parcel.

Going further the witness deposed that on the same very day, they also conducted the post mortem examination on the dead body of Hardev Singh son of Mam Chand, caste Jat, resident of village Munda Khera, P.S. City, Jagadhari, aged 25 years male, which was brought by SI Sunder Ram P.S. City, Jagadhari. Examination of the body was conducted at 9:30 a.m. on 11.10.2008. As per information furnished by the police, death occurred due to injuries in quarrel. The length of body

was 6'-4". There was no mark of ligature on neck. The body was moderately built, moderately nourished body of young male wearing no cloth, eyes and mouth were closed, Tehmat in right wrist, thread band on left wrist, rigor mortis present in all the four limbs and neck. On examination, he noted the following injuries:-

1. A stitched wound of 5 cm present on right frontal region.
2. Lacerated wound of 6 cm x 4 cm just above the stitched wound.
3. Stitched wound of 8 cm present on left parietal region.
4. Stitched wound present in left eye brow.
5. A lacerated wound present on anterior aspect of nose size 3 cm x 1.5 cm.
6. Multiple wounds present on anterior aspect of left leg
 - (a) 11 cm of transverse length stitched wound.
 - (b) 8 cm transverse length present below the wound (a)
 - (c) wound of 7 cm length present below the wound (b)
 - (d) 3 cm transverse length below the wound (c)
 - (e) 5 cm transverse length below the wound (d)
7. Wound 5 cm in length present on anterior aspect of left leg.
8. A stitched wound of size 10 cm present on anterior aspect of right fore-arm below the elbow.
9. A stitched wound of 10 cm present on right arm above the right elbow.
10. Stitched wound present on anterior aspect of neck superficial cut mark on trachea.
11. Contusion present on right side of abdomen of size 3 cm x 3 cm below the right costal margin.

On cut section of skull there was haematoma present in subcutaneous region on right parietal region and left frontal region.

Zygomatic bone was broken on left side of the face.

Subcutaneous haematoma present on left side of the face.

Sub arachnoid haemorrhage present.

Sub dural haematoma was present.

All other organs were found healthy.

He further deposed that in their opinion the cause of death in this case was due to head injury, which was ante-mortem in nature and sufficient to cause death in normal course of events. The probable duration between injury and death was within minutes to hours. The probable duration between death and post mortem examination was within 48 hours. He proved the carbon copy of PMR as Ex.P17 and police request for conducting post mortem examination as Ex.P18.

This witness was recalled for re-examination wherein he stated that on 10.10.2008, when he was posted as Medical Officer in GH, Jagadhari he had medico legally examined Sukram Pal son of Shiv Charan, 25 years male, resident of Sankhera, P.S. Bilaspur, Distt. Yamuna Nagar. Patient presented with the history of alleged assault on 9.10.2008. On general physical examination, patient was conscious, pulse 86 per minute, B.P. 142/86, pupils normal size and normal reacting. On local examination, following injuries were found:

1. Stitched wound present on right side of forehead of length 3 cm.
2. Multiple small abrasions present on posterior aspect of left elbow.

No restriction of movement of elbow. Nature of injuries was simple for all. Duration was within 24 hours. Weapon used for injury No.1 could not be assessed because wound was already stitched. Weapon used for injury No.2 was blunt.

It may be mentioned here that this witness had been recalled after arrest of accused Rohtas and Sonu Kumar @ Sonu Dagar when he tendered in evidence his affidavit Ex.PW9/A praying that the same be read as part of his statement. He proved carbon copy of post mortem report as Ex.P12, pant as Ex.P13, underwear as Ex.P14, pair of socks as Ex.P15, police request for post mortem examination as Ex.P16, carbon copy of PMR as Ex.P17, police request for conducting the post mortem examination as Ex.P18.

PW10 Sukram Pal complainant – injured provided the eye-witness account of the incident deposing in consonance with the prosecution story.

PW11 SI Radhey Sham, who was associated with investigation of the case being conducted by Inspector Narinder Singh deposed regarding what had transpired in his presence.

PW12 ASI Krishan Dutt, who was member of the police party headed by SI Sunder Ram which had gone to the spot on 10.10.2008 at about 9/9:30 a.m. deposed regarding what had taken place in his presence.

PW13 Dr.Raman, Medical Officer, Gaba Hospital, Yamuna Nagar deposed that on 9.10.2008, patient Hardev Singh son of Mam Singh, resident of Distt. Yamuna Nagar, aged 30 years was admitted in Gaba Hospital, Yamuna Nagar. The patient was semi conscious, not responding to commands, ENT bleed present. On examination the patient was having suffered the sharp edged wounds over neck, forehead, right fore-arm, right lower leg, left lower leg, first aid was

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given to the patient and then he was referred to PGI, Chandigarh.

He proved treatment record of the patient as Ex.PW13/A, police application as Ex.PW13/B, his opinion as Ex.PW13/C to the effect that both the patients had already been referred to PGI, Chandigarh and ruqa as Ex.PW13/D regarding arrival of injured in their hospital.

He further deposed that on the same day, he also attended to patient Shiv Kumar, aged 26 years, resident of Distt. Yamuna Nagar. Patient was unconscious, not responding to commands, ENT bleed was present. Brain matter was oozing out.

On examination, the patient was found to have suffered sharp edged wounds on chin, right fore-arm, left fore-arm, right temporal region, right eye lid. First aid was given to the patient and then he was referred to PGI, Chandigarh.

He proved the treatment record of patient Shiv Kumar as Ex.PW13/E and ruqa Ex.PW13/F to the police regarding arrival of the patient in their hospital.

PW14 ASI Ranbir Singh, PW15 SI Jai Pal Singh and PW17 SI Ran Singh, who had joined the investigation on 21.11.2008, 20.11.2008 and 21.11.2008, respectively conducted by Inspector Narinder Singh testified regarding what had transpired in their presence.

PW16 Balbir Singh provided the ocular version of the incident deposing as per prosecution story.

PW18 Dr.B.Durga Prasad, General Surgery Department, PGI, Chandigarh deposed that on 10.10.2008 at 3:17 a.m., patient Shiv

Kumar was brought by his friend Ranbir, resident of village Bukhari, Yamuna Nagar with alleged history of assault given by some unknown persons at 10:30 p.m. on 9.10.2008. This witness further stated that at the time of examination, the patient was dead and he was referred to PGI by Gaba Hospital, Yamuna Nagar. He proved police information and death summary as Ex.PW18/A and death certificate as Ex.PW18/B of Shiv Kumar in which he had mentioned the cause of death.

PW19 Dr.Anil Sharma, Resident General Surgery, PGI MER, Chandigarh deposed that on 10.10.2008 at 3:15 A.M., patient Hardev was brought dead to PGI by Ranbir, resident of village Munda Khera; that the patient was referred from Gaba Hospital, Yamuna Nagar. He proved police information and death summary as Ex.PW19/A and death certificate as Ex.PW19/B of patient Hardev.

PW20 SI Bal Kishan, who had got the post-mortem examination conducted on the dead bodies of Shiv Kumar and Hardev on 11.10.2008 being deputed by SI Sunder Ram so deposed in that regard stating that the doctor had handed over a sealed parcel and sample seal to him after post-mortem examination which he had produced before SI Sunder Ram and that had been taken into possession vide memo Ex.PW20/A. He further deposed that on 16.10.2008, accused Lovely while being interrogated by SI Manohar Lal had suffered a disclosure statement Ex.PW20/B which led to recovery of sword Ex.P29 from under the bushes in a vacant plot situated on Khude Wala Road in front of his shop at the instance of such accused.

PW21 Inspector Narinder Singh, who had carried out

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investigation in this case to a major extent, deposed regarding what had been done by him in that respect.

PW22 SI Manohar Lal, who had investigated this case partly, testified regarding what he had done in this case during the period the investigation remained with him.

PW23 HC Salinder Kumar, who on 19.4.2010 was a member of the police party headed by Inspector Pawan Kumar, deposed regarding what had taken place in his presence on that day.

PW24 EASI Mohan Lal deposed on the similar lines as that of PW23 HC Salinder Kumar.

PW25 Inspector Pawan Kumar, who had partly investigated the case testified regarding his part and so did SI Sunder Ram PW26, who had also carried out investigation of this case to some extent.

PW27 HC Anil Kumar, who was member of the investigating team on 1.12.2010 and 2.12.2010 deposed as to what had taken place on those dates whereas PW28 Inspector Ajit Singh, who had also investigated the case to some extent testified about that.

It is pertinent to mention here that accused **Dinesh Kumar** had died during the trial of the case and proceedings against him were dropped vide order dated 2.6.2011 by the trial Court.

Learned Public Prosecutor tendered in evidence report of FSL dated 9.2.2011 as Ex.PXX and closed the evidence of prosecution.

Statements of the accused were recorded under Section 313 Cr.P.C., in which all the incriminating circumstances appearing against such accused were put to them but they denied the allegations

contending that they were innocent and had been falsely involved in this case.

Further, in addition to pleading false implication, accused Jaswant @ Jaat took up a plea that on the day of alleged occurrence, he along with his parents had gone at village Randhauli, District Karnal to attend the *Akhand Path* solemnized at the house of his BUA (paternal aunt) on the occasion of birthday of his niece and he remained present there till 11.10.2008. He further pleaded that on the day of alleged occurrence, he was not present at Jagadhari.

During the course of defence evidence, the accused examined four witnesses as per details below:

DW1 Dr.Naveen Garg, Resident, Cardiology Apollo Hospital, New Delhi tendered in evidence his affidavit as Ex.DW1/A stating that the same be read as a part of his statement. In the affidavit he contended that on 9.10.2008 when he was posted as Medical Officer at General Hospital, Jagadhari, he medico legally examined Narinder Tyagi son of Om Parkash, 36 years male, resident of Tehlian Gali, Jagadhari at 9:30 p.m., who was accompanied by Sonu from Gulab Nagar with alleged history of assault. The patient was oriented to time, place and person. His vitals were stable. He found following injury on his person:

1. An incised wound 7 x 3 cm elliptical, bony deep, profuse bleeding present on right hand, posterior aspect, over the 1st metacarpal and wrist joint.

Movement of the thumb was restricted.

The patient was advised x-ray hand AP/Lat. and Orthopedic opinion. The injury was sharp, probable duration of which was within six hours. This witness proved MLR of Narender Tyagi as Ex.D1 and copy of the bed head ticket as Ex.D2.

DW2 Nikka Singh son of Sh.Hardayal Singh, resident of village Patehra, Tehsil Indri, District Karnal stated that Jaswant Singh @ Jaat accused is his son and that on 9.10.2008, he along with his wife Amarjeet Kaur and sons Jaswant and Balkar had gone to village Randholi to attend *Akhand Path* function organized at the house of his sister Salindro Kaur on eve of birthday of her daughter and they remained present there up to 11.10.2008. The witness stated that Jaswant has been falsely involved in this case.

DW3 Dharminder Dolia, Clerk, Civil Hospital, Jagadhari had brought the summoned record and stated that in terms of such record Babloo son of Chaman Lal, resident of Kalyan Nagar, Jagadhari was admitted in their hospital on 9.10.2008 at about 9:00 p.m. vide CR No.3855 B and he was discharged on 10.10.2008. He proved bed head ticket of such patient as Ex.D3.

DW4 Babloo son of Chaman Lal, resident of Kalyan Nagar, Jagadhari testified that on eve of Dusshera, he was present at his house and had taken one peg of country-made liquor; that since his health had deteriorated, therefore, he was taken to hospital and got admitted there at 9:00 p.m.; that after about one hour of his hospitalization, Sonu Kumar @ Sonu Dagar came along with one boy, who was suffering from an injury on the right hand; that the doctor took him inside; that thereafter

Sonu came to him and sitting with him for two hours. The witness stated that thereafter he had gone to sleep and does not know when Sonu left the hospital. He proved copy of his ration card as Ex.D4.

With that the defence evidence got concluded.

After hearing arguments, learned trial Court convicted and sentenced accused Rajan, Sonu Kumar @ Sonu Dagar, Jaswant Singh @ Jaat, Babu Ram, Rohtas and Harish @ Lovely as mentioned above whereas accused Vikram, Sarvjit, Mohd. Abid, Devender, Gagan and Jaivir were acquitted of the charge framed against them by giving them benefit of doubt.

Feeling aggrieved by judgment of their conviction and sentence, appellants – accused – convicts have filed the present appeals.

We have heard learned counsel for the appellants-accused-convicts and learned Assistant Advocate General for the State of Haryana assisted by learned counsel for the complainant besides going through the record and we are of the considered view that there is no merit in the appeals.

The star witnesses for the prosecution in this case happened to be PW10 Sukram Pal – complainant and PW16 Balbir Singh, who provided the eye-witness account of the incident supporting the prosecution story on material aspects. Both the witnesses deposed in a natural and convincing manner. The account of the incident given by them inspires confidence. We find their presence at the spot at the relevant time to be likely and probable.

Furthermore, PW10 Sukram Pal had received injuries in the

incident, as such he is a stamped witness and his presence at the spot cannot be doubted. Similarly, keeping in view the nature and tenor of the deposition of PW16 Balbir Singh, we tend to believe that he was there at the spot when the incident took place and he had seen the same. Both these PWs were cross-examined at length on behalf of the accused but they could not be shattered on any material point. Learned counsel for the appellants failed to point any major or glaring discrepancy in their statements which may put a question-mark over their credibility and veracity. Though, learned counsel for the appellants have come up with an argument that it was a blind murder in which the accused – appellants have been involved due to previous enmity and as a matter of fact PW10 Sukram Pal and PW16 Balbir Singh had not seen the incident and they offered themselves as false witnesses just to entangle the accused in this case on account of old enmity. Whereas learned Assistant Advocate General for the State of Haryana assisted by learned counsel for the complainant countered such contentions stating that incident had in fact taken place in presence of PW10 Sukram Pal and PW16 Balbir Singh, who had seen the same and thereafter Sukram Pal had reported the matter to the police on the basis of which formal FIR was registered. The very fact that accused – convicts are alleging previous enmity between the parties rather proves the motive for the accused – convicts to commit murder of Hardev and Shiv Kumar and to cause injuries to Sukram Pal besides damaging the Alto car of Hardev.

After hearing the rival contentions, we find that there is little force in the submissions made by learned counsel for the appellants

– accused - convicts. From the ocular version of the incident provided by Sukram Pal and Balbir Singh which we do not find to be shrouded by any suspicions or doubts, one thing stands proved that they were in fact there at the spot at the time of incident and were not imported to the spot later on and then introduced as false witnesses. If we see the complete sequence of the events, then we find the prosecution story to be worthy of reliance and not shrouded by any suspicious circumstances. As per prosecution version, the incident had taken place on 9.10.2008 at about 10:15 p.m. at Khera Bazaar, Jagadhari near a temple. It was of course at late night hours when the winter season starts and the sun sets quite early. People retire to beds comparatively at early hours of night and the shops are closed and people return home well in time. It is too much to expect many people to be there in the bazaar and at temple at about 10:30 p.m. which are somewhat late night hours in winter season. Though counsel for the appellants tried to condemn the prosecution story that no independent witness was joined during the investigation but then firstly it has to be seen whether any independent witness had seen the incident and if so such person was ready to join investigation as a witness. It is a matter of common knowledge that now-a-days people generally hesitate to come forward to appear as a witness for the prosecution against the criminals apprehending that such criminals may not turn towards them and cause harm to them or their near relatives. Then there are hassles of going to the police station in connection with investigation and to attend hearings in the Court, therefore, people mostly avoid joining the investigation and offering themselves as

witnesses. Therefore, non-joining of any independent witness especially when the incident had taken place at late night hours when shops get closed and people go home, does not have much effect in this case.

Adverting to the fact regarding Sukram Pal and Babir Singh having seen the incident, it has to be taken note of that Sukram Pal himself had received injuries on his head in the incident which were attributed to accused Sonu Kumar @ Sonu Dagar with brick-bat. According to the prosecution story, after the incident Sukram Pal had made a telephonic call to Kamal of village Kalan Khera who along with his cousin Gurdev had reached at the spot on motorcycle. Gurdev and Kamal had then put Hardev and Shiv Kumar injured in the Alto car of Hardev which had been damaged taking them to Gaba Hospital, Yamuna Nagar, whereas Sukram Pal and Balbir Singh had followed them on a motorcycle. PW2 Dr.Vandana, Medical Officer, Gaba Hospital, Yamuna Nagar stated that on 11.10.2008, police had moved an application Ex.P1 before Medical Officer, Gaba Hospital, Yamuna Nagar regarding fitness of Hardev and Shiv Kumar who were admitted in the hospital on 9.10.2008 as a case of assault. Accordingly, she gave her opinion Ex.P1/A to the effect that both the patients were referred to PGI, Chandigarh for further treatment and management as their condition was very critical. In her cross-examination, she stated that patients were got admitted in the hospital by Kamal Jit Singh. She stated that only first aid was given to both the injured in the hospital and she along with Dr. Raman had attended the injured. Thus, the prosecution story stands corroborated that injured had been taken to hospital by

Kamal, stated to be Kamal Jit Singh by PW2 Dr.Vandana. The Alto car of Hardev, which had been damaged was also recovered by police from the premises of Gaba Hospital which shows that after the incident the injured had been brought to Gaba Hospital, Yamuna Nagar, however, keeping in view their serious condition, they had been referred to PGI, Chandigarh. PW9 Dr.Rajesh Saini on 10.10.2008 while posted as Medical Officer at Civil Hospital, Jagadhari had medico-legally examined Sukram Pal son of Shiv Charan, 25 years male, resident of Sankhera, Police Station Bilaspur, District Yamuna Nagar with the history of alleged assault on 9.10.2008 and had found stitched wound on right side of forehead of length 3 cm and multiple small abrasions on posterior aspect of left elbow. Duration was given within 24 hours, though weapon used for injury No.1 could not be assessed because wound was already stitched and weapon used for injury No.2 was opined to be blunt. Thus, it comes out that Sukram Pal had suffered injuries in the incident since medical evidence corroborates that fact. With Shiv Kumar and Hardev having been sent to PGI, Chandigarh and Sukram Pal having got his injuries treated, injury No.1 being on forehead, as such there was little likelihood of the same being self-suffered. Thereafter, he had gone to police station and got his statement recorded giving detailed version of the incident. His statement was recorded at 8:30 A.M. Keeping in view all the facts and circumstances, we find that delay in reporting the matter to the police is not much material in this case in view of the natural conduct of complainant – Sukram Pal in first ensuring taking of injured Shiv Kumar and Hardev to

Gaba Hospital, Yamuna Nagar, from there they being referred to PGI, Chandigarh keeping in view their serious condition, he himself getting his injuries treated and then going to the police station to report the matter. He could not possibly be expected to leave injured Shiv Kumar and Hardev unattended at the spot and himself go to police station first, not bothering for injury on his head. Therefore, too much cannot be made of the delay in reporting the matter to the police in this case. Even otherwise, delay alone is not fatal to a criminal case unless accompanied by a strong motive for false implication. Here, in the incident case though the parties having strained relations earlier comes out to be there but it is highly unlikely that with two of their friends having been murdered PWs Sukram Pal and Balbir Singh would let the actual culprits go scot free and substitute the accused in this case falsely. Since in normal course, it would have been their earnest endeavour to ensure that the persons responsible for death of near and dear ones brought to book and punished suitably rather than attempting to shield the actual culprits and involve some innocent persons in their place without any rhyme or reason.

Learned counsel for the appellants – accused – convicts came up with another argument that during the course of investigation no attempt was made by the Investigating Officer to take into possession the mobile phones of the accused, complainant and the deceased and to obtain the call details including tower locations, which caused a major flaw in the investigation. We find this contention to be without any force. Mobile phones along with call details and tower locations if taken

into possession by the Investigating Officer would have strengthened the prosecution story but their absence does not cause a major dent because the main thing to be seen is as to who had committed murder of Hardev and Shiv Kumar and when direct eye-witness account of the incident is available which we find to be worthy of reliance in this case the ancillary matters do not have much significance. Furthermore, when a case is based upon the eye-witness account, then motive is also not of much importance. The law is well settled that if for any reason there is some lapse or shortcoming in the investigation then the accused cannot get any benefit out of the same by default.

Accused are further connected with the incident inasmuch as after being arrested in this case, they suffered disclosure statements which led to recovery of sword from the possession of Harish @ Lovely, *gandasi* from Rajan, sword from Jaswant @ Jaat, sword from Babu Ram. Those weapons had been taken into possession and then sent to FSL. As per report received from there Ex.P11, those were found to be blood stained which establish their being used in the incident. Since accused Sonu Kumar @ Sonu Dagar and Rohtas were not arrested in this case soon after the incident they were on run and, therefore, were declared proclaimed offenders. They were arrested much later and then supplementary challans were filed against them. Resultantly recovery of weapons could not be affected from them but that does not affect the prosecution story adversely. The accused are specifically named in the FIR and the role played by them in the incident has been detailed specifically. The medical evidence duly corroborates the ocular version.

The investigation in this case has been conducted in a fair and impartial manner though not in a very scientific and professional way. The medical evidence corroborates the prosecution story. The pleas taken by the accused of false implication in their statements under Section 313 Cr.P.C. do not come out to be convincing. The defence evidence is not helpful to accused in creating dent in the prosecution story.

The prosecution has successfully proved the charge against the accused beyond shadow of reasonable doubt. The judgment of conviction and sentence passed by the trial Court is well reasoned one, based upon proper appraisal and appreciation of evidence and correct interpretation of law. There is no illegality or infirmity therein. The said judgment of conviction and sentence is upheld whereas appeals are found to be without any merit and the same are dismissed accordingly.

Necessary intimation be sent to the quarter concerned.

5.5.2017 Brij	(T.P.S. MANN)	(H.S.MADAAN)
	JUDGE	JUDGE
	Whether speaking/reasoned	: Yes/No
	Whether Reportable	: Yes/No