

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-23910 of 2018 (O&M)

Date of decision : July 11, 2018

Kirshan Kumar

... Petitioner

VERSUS

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA**

Present: Mr. Amit Kohar, Advocate  
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

**SURINDER GUPTA, J.(Oral)**

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 961 dated 2.11.2017 registered for offence punishable under Sections 302/148/149/120-B IPC and 25 Arms Act at Police Station City Hisar.

Heard.

As per allegations in the FIR, petitioner was present at the spot at the time of occurrence and had caught hold of brother of complainant, who was shot dead by the co-accused.

Keeping in view the specific role attributed to the petitioner, I find that *prima facie* offence punishable under Section 302 read with Section 34 IPC is disclosed against him and he is not entitled to pre-arrest bail.

Dismissed.

**(SURINDER GUPTA)**  
**JUDGE**

**July 11, 2018**  
*deepak.*

***Whether speaking/reasoned***

***Yes/No***

***Whether reportable***

***Yes/No***