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

CRM-M No.48802 of 2017 (O&M)  
Date of Decision: 02.02.2018

Sehdev @ Bittu Rana

....Petitioner

Vs

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. Manoj Kumar Sood, Advocate,  
for the petitioner.

Ms. Neelam Kashyap, D.A.G., Haryana.

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**RAJ MOHAN SINGH, J.(Oral)**

1. Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.529 dated 11.09.2016, registered under Sections 148, 149, 302, 323, 506, 120-B IPC at Police Station S.G.M. Nagar Faridabad, District Faridabad.

2. As per allegations in the FIR, the complainant Raj Rani has alleged that on the day of Holi, her son Rohit had a scuffle with the petitioner Sehdev @ Bittu Rana. Due to that scuffle, Sehdev @ Bittu Rana used to give threats of killing her son. Daughter of the complainant was also threatened. On 10.09.2016, when her son and his two associates namely

Prince and Lakshay Nagar went to take meal in City Spice Restaurant and were thinking of taking meal, in the meanwhile, some unknown persons opened the door of the car from driver side. Rohit was asked to come out. Ultimately, Rohit was pulled out of the car. Both sides of the car were surrounded by 15-20 persons duly armed. Rohit and Lakshay Nagar tried to come out of vehicle but were threatened. They continuously tried to give information to the police but in vain. Rohit was badly beaten and was taken to hospital in serious condition. Rohit succumbed to his injuries.

3. Allegations are that the petitioner and his brother-in-law along with 15-20 persons were instrumental in causing injuries to the deceased.

4. Learned counsel for the petitioner submits that seven prosecution witnesses have been examined including the complainant and eye witnesses and they have not supported the case of the prosecution and have been declared to be hostile.

5. Co-accused namely Satbir has already been granted regular bail in CRM-M No.41851 of 2017 by observing that eye witnesses have turned hostile and have not supported the prosecution case. The mother of the deceased i.e. the complainant has already turned hostile.

6. Looking to the facts of the case particularly in view of

the fact that the petitioner is not involved in any other case as per statement of learned counsel for the petitioner, I deem it appropriate to enlarge the petitioner on regular bail.

7. In view of above, the petition is allowed. Petitioner is ordered to be enlarged on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

8. Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

02.02.2018

*jyoti*

**(RAJ MOHAN SINGH)  
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No