

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

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**CRM-M-52571-2019(O&M)
Date of decision : 12.12.2019**

AKSHAY @ VICKY

.....Petitioner

versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sarfraj Hussain, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of pre-arrest bail in a criminal case arising out from FIR No.215, dated 23.10.2019, registered under Sections 435/506/120-B/34 IPC, at Police Station Sector 13-17, Panipat.

Facts of the case of the prosecution has been noticed by the court of Sessions which are extracted as under:-

“According to the complaint dated 23.10.2019, lodged by the complainant Bijender, he lives in House No.1633, Sector 18, HUDA, Panipat. On 19.10.2019 at about 10:40 PM, three miscreants broke the glass of the vehicle and sprinkled about 10-15 litres of petrol in the vehicle and set the same on fire. The complainant was not in the house at that time. The registration number of the car is HR06-AS-8928. Blasts took place twice in the car. The wife and the children were in the house. The fire was so deadly that two vehicles of fire brigade could control it in about two hours otherwise the house of the complainant would have turned into ashes. There was a wall near the car. There were two filled gas cylinders, two bikes, two scooties in the compound of the house. Due to blast, the tiles of the walls of the house of the complainant, glasses, doors, camera etc. broke down. The neighbours reached there and saved the wife and children of the complainant. The attack was planned to eliminate the complainant and his family members. When the complainant reached his house, the sugar level

of his wife had increased to 450 as she is a patient of diabetes. The complainant was also in great shock. The complainant had been taking medicines from hospital for several days. SHO had reached on the spot with his team. Akshay @ Vicky son of Ilam Singh resident of Ugra Kheri and his two accomplices had come on bullet motorcycle and had caused the occurrence. They had earlier also caused the occurrence. The complainant and his family members are apprehending danger to their lives and if the accused are not arrested, they would kill them.”

Learned counsel for the petitioner contends that the petitioner has been falsely implicated, although, he was not present in town at that time.

On the other hand, learned counsel for the State, on instructions from ASI Jawahar Lal, has submitted that the petitioner is the main accused as he was in a relationship with daughter of the complainant and earlier also a complaint was made when petitioner trespassed into the house of the complainant, which was later on settled. It has further been stated by learned State counsel that the petitioner is involved in a previous criminal case where allegations against the petitioner are of attempt to murder. He further informs the court that as per police investigation, petitioner was monitoring all the developments as there are calls between the co-accused and the petitioner before and after the occurrence.

In view thereof, this court is not inclined to grant concession of pre-arrest bail to the petitioner.

Dismissed.

December 12, 2019
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No