

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

**(Proceedings conducted through video conferencing on account of
Covid-19 Pandemic)**

205

CRM-M NO. 18610 of 2020

Date of decision : 04.09.2020

Krishan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Ram Pal Verma, Advocate
for the petitioner.

Mr. Amrik Singh Narwal, DAG, Haryana
for respondent-State.

VIVEK PURI, J. (ORAL)

The petitioner filed present petition for grant of regular bail to him in case FIR No. 277 dated 11.03.2020 registered under Sections 148, 149, 186, 307, 323, 324, 332, 353, 201, 506 and 120-B of the Indian Penal Code, 1860 and Sections 25, 54 and 59 of the Arms Act at Police Station City Sonapat.

Reply by way of affidavit of Dr. Ravinder Kumar, HPS, Deputy Superintendent of Police, City Sonipat on behalf of respondent-State filed through E-mail is taken on record.

Briefly, the FIR has been registered on the basis of the statement made to the police by Sohan alleging that on 10.03.2020 at about 4 P.M, he had gone to meet his brother who was working at Boosting Station. Suraj, the brother of the complainant and Ajay were present at the spot. Meanwhile, 4-5 boys were consuming liquor and the brother of the complainant asked them to refrain from doing so. They started giving beatings to Suraj and Ajay. One of them made a telephonic call and some boys arrived at the spot on three motorcycles and car. They were armed with knife, daav and sticks. The injuries were inflicted upon Suraj on his foot

and chest by knife and Ajay. Meanwhile Ramchander, the maternal uncle of the complainant who was standing nearby tried to intervene and injuries were inflicted on his foot and chest by means of stick and knife blow was also inflicted upon him.

It has been contended by learned Counsel for the petitioner that he was arrested on 13.03.2020 and has not been named in the FIR.

It has been pointed out by learned State Counsel that on the day of occurrence the statement of Ajay, the eye witness has been recorded and the petitioner has been nominated as an accused. It has also been stated that Suraj and Ramchander has suffered stab wound in the abdomen and the injuries have been declared to dangerous to life. It has also been pointed out that one of the kidney of Suraj had to be removed due to injuries suffered by him. Though the challan has been presented but the statements of the eye witnesses is yet to be recorded.

In the instant case the injuries on the person of both the injured fall under Section 307 IPC. Although the petitioner has not named in the FIR but he has been nominated in the statement of the eye-witness to the occurrence. Serious injury resulting in the damage to the kidney of one of the injured has also occurred in the instant case.

Keeping in view the gravity of the allegations, no ground is made out to extend the concession of bail to the petitioner.

Dismissed.

04.09.2020

Rajeev (rvs)

(VIVEK PURI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No