

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
20/11/2021 11:02 18:02
I attest to the accuracy and
authenticity of this document

CRM-M-33907-2020

Date of decision : 2.11.2020

Bijender

..... Petitioner (s)

Versus

State of Haryana

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. J.P. Jangu, Advocate
for petitioner.

Mr. Sanjay Mittal, Additional A.G. Haryana.

Mr. Rakesh Kumar Lathwal, Advocate
for complainant.

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HARINDER SINGH SIDHU, J.

The case is taken up through video conferencing on account of COVID 2019.

This is a petition filed under Section 439 Cr.P.C. for grant of bail in case FIR No. 432, dated 24.9.2020, registered under Sections 307, 506, 34 IPC and under Section 25 of Arms Act, 1959 at Police Station Kharkhoda, District Sonipat.

FIR was registered on the statement of Sombir wherein he stated that on 24.9.2020 at around 5.30 pm he had gone to shop for taking milk. When he reached in gali near chowk, then Sobh Ram and Bijender (petitioner) came there and started abusing him. On that, he returned to his house, however, when he looked backside, Sobh Ram and Bijender were following him. The complainant hid himself in the house of Umed and closed the door. However, Sobh Ram and Bijender broken the door and fired thrice towards complainant, his brother Rajbir and his cousin Ravi. Ravi sustained pellet injury on the back side of his right hand. Thereafter, Sobh Ram followed Ravi on his motorcycle.

Learned counsel for petitioner has argued that allegations in FIR are false. He stated that infact it was complainant party who attacked the opposite party. Sombir, Rajbir and Ramesh fired a shot on petitioner which hit on his right side of chest. He had to be operated and a bullet was removed. He remained

unconscious for few days. He argued that complainant foisted a false case upon petitioner. No bullet has been recovered from spot. The injuries appear to be self sustained.

There are specific allegations in FIR that petitioner alongwith co accused fired at complainant and his brother and pellet injuries were received by brother of complainant.

In view thereof, no ground is made out for grant of anticipatory bail to petitioner.

Dismissed.

(HARINDER SINGH SIDHU)
JUDGE

2.11.2020

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No