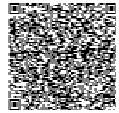


2025:PHHC:084081



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

CRM-M-60620-2024 (O&M)

Reserved on : 09.07.2025

Pronounced on : 11.07.2025

Manoj**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Navdeep Singh, Advocate for
Mr. Randeep S. Dhull, Advocate
for the petitioner.

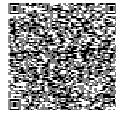
Mr. Neeraj Poswal, AAG, Haryana.

MANISHA BATRA, J.

1. Prayer in this petition, filed by the petitioner under Section 439 of Cr.P.C., is for grant of regular bail in case bearing FIR No. 830 dated 08.09.2022, registered under Sections 302 and 452 of IPC at Police Station City Karnal, District Karnal.

2. Adumbrated facts as emanating from the record are that the aforementioned FIR was registered on the basis of the statement recorded by complainant Sumit Gupta alleging therein that on 07.09.2022, he had left his home for his duty while leaving his mother and daughter, aged about 1 ½ years, at home. No one else was present at home. At about 03 O' clock, he came back to his house to have lunch and saw the petitioner, who is a neighbour while exiting from his house. He was wearing blood stained clothing and was carrying a sharp edged weapon in his hand. The complainant rushed inside his house and found his mother lying in a pool of blood. He raised clamour and took his mother to the hospital. She was declared to be brought dead. By alleging that the petitioner used to keep an evil eye upon his mother and had killed her out of grudge, he

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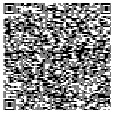


prayed for taking action in the matter. The aforementioned FIR was registered and investigation proceedings were initiated. Post-mortem examination of the dead body of the victim and inquest proceedings were conducted. The petitioner got himself admitted in Kalpana Chawla Medical College and Hospital, Karnal in an injured condition on the same day. He was discharged from the hospital only on 19.10.2022 and was thereafter formally arrested. On interrogation, he suffered disclosure statement admitting his involvement in the crime and got recovered the blood stained knife used in the crime. Investigation now stands completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. He is in custody since 20.10.2022. There is no direct evidence to connect him with the crime. The case is based on circumstantial evidence and there is no circumstance to connect him with the murder of the victim. No complaint with regard to his having evil eye on the victim had even been lodged and a false story had been concocted. The complainant has changed his version while appearing as witness before the learned trial Court. The petitioner himself had sustained injuries and was admitted in the hospital with multiple wounds. He remained admitted for a long time. The story that the injuries on his person were self inflicted is false. The conclusion of trial will take considerable time. He has no criminal antecedents. His further incarceration would not serve any useful purpose. Therefore, it is urged that the petition deserves to be allowed.

4. Status report has been filed by the respondent-State. It is submitted therein and learned Assistant Advocate General, Haryana has argued that there are serious and specific allegations against the petitioner. After committing homicidal death of the victim, he had inflicted self injuries with a knife and then got himself admitted in hospital. His complicity in the crime stands established

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from the material placed on record. The complainant has fully supported the prosecution version in his sworn deposition. There are chances of the petitioner’s absconding, if released on bail. Hence, it is urged that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable length and have also gone through the material placed on record.

6. The petitioner is alleged to have entered into the house of the complainant on the fateful day and is further alleged to have stabbed the mother of the complainant with a knife, which resulted into her instantaneous death. The complainant had seen the petitioner while he was coming out of complainant’s house, just after the incident. The petitioner has alleged that he had sustained injuries on that day but has not given any explanation whatsoever as to how he sustained those injuries. As such, the presumption that those injuries were self inflicted can be drawn at this stage. The allegations against the petitioner are quite grave in nature. Keeping in view the gravity of the allegations levelled against the petitioner, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case, I am of the considered opinion that the petitioner does not deserve to be released on bail, at this stage. Accordingly, the present petition is dismissed.

7. It is made clear that the observations made hereinabove are only for the purpose of deciding the present petition and the same shall not be construed as an expression of opinion on the merits of the case.

11.07.2025
Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No