

2025.PHHC.009998



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

SR. No.101

CRM-M-3607-2025

Date of decision:23.01.2025

Hardeep Singh @ Laddi

...Petitioner

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE N.S. SHEKHAWAT

Present: Mr. DPS Bajwa, Advocate
for the petitioner.

N.S. SHEKHAWAT, J.

1. The petitioner has filed the present petition under Section 482 of BNSS 2023 with a prayer to grant him anticipatory bail in case FIR No.594 dated 03.12.2024 registered under Section 25 of the Arms Act and under Sections 109(1), 111(3), 190, 191(3) and 287 of BNSS, 2023 at Police Station Kurukshetra University, Kurukshetra.
2. The FIR in the present case was registered on the basis of statement made by Gurnam son of Dalbir Singh and the same has been reproduced below:-

"Respected Sir, I Gurnam son of Dalbir Singh is resident of Village Aamupur, Tehsil Nissing District Karnal. On the night of 2/3.12.2024, I and my friend Sahil resident of Moonak, District Karnal, Golu alias Aashish son of Karan Chand resident of

Golpura, District Karnal, Abhinav son of Gurmel resident of Samsapur, District Kurukshetra now teanant of Tecka Market, Street No. 7, Shanti Nagar, Kurukshetra, Ashish alias Tobo son of Suresh resident of Jhamba, District Karnal, We five friends after attending our friend Aniket's wedding at Sector 8 Kurukshetra Gymkhana Club Kurukshetra had left in Sahil's Scorpio car for Shanti Nagar to drop our friend Abhinav at his home. At around 11:00 PM we crossed the Third Gate railway crossing and stopped the car near Dildar Nagar -T point in the lane next to Vintage Hotel and I was driving the car. All five of us got down from the car and started using the bathroom in an empty plot. We saw that a Safari car bearing registration No HR02Z-6202 black in color was parked at a distance of about 10 meters from us, from which Gari resident of Baran, Jitendra Kaler alias Bula, Ladi Siroha, Bunty Sheokand, Aman Jhingerpur and two-three other boys whose names are not known got down from the car with axes in their hands and came towards us. They were talking to each other and shouting loudly at us that they will kill them today, due to which we started running on foot in the other direction out of fear. Jitendra Kaler alias Bula fired in the air with a pistol type weapon in his hand and Gari Baran also fired directly towards us with a pistol type weapon which hit my friend Ashish alias Golu in the stomach, due to which he fell down. After seeing this scene, Gari and his companions sat in the Safari car with their weapons and ran towards the third gate. Then with the help of my friends, I picked up Golu alias Ashish from the spot and first went to Agarwal and then to LNJP Hospital Kurukshetra for treatment. From there also we picked up our patient and brought him to Arogya Hospital. Here you met us outside the hospital and our injured friend Golu alias Ashish is still unconscious. Gari Barna and his companions tried to kill us by firing a deadly

shot from a pistol like weapon at us. Legal action should be taken against them.”

3. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. In fact, he is a student and had come back to University only two days ago to appear in the examination. Apart from that, as per the case of the prosecution, no specific role has been attributed to the present petitioner and the petitioner is simply shown to be present at the time of occurrence. Learned counsel next submits that the trial Court had wrongly dismissed the bail petition on the ground that as per the CCTV footage, petitioner was seen running away from the spot and the involvement of the petitioner has been wrongly inferred in the present case. He further contends that the petitioner is a student and his case deserves sympathetic consideration by this Court.

4. On an advance notice, Mr. Rajinder Kumar Banku, DAG, Haryana has put in appearance on behalf of the respondent-State and has vehemently opposed the submissions made by the learned counsel for the petitioner on the ground that the petitioner is a habitual offender and is involved in three more criminal cases and the petitioner is heading a gang, which is known as “Caso Gang” in the Kurukshetra University. He further submitted that the petitioner had reached at the spot in a Safari Car along with his co-accused and after alighting from the said car, the assailants raised slogans to eliminate the complainant party. When the students of complainant side started running away from the spot, Jitender Kailer @ Bhullar, co-accused, who was holding a pistol, fired a shot in the air and Gairi Barna fired on the abdomen of student, namely, Ashish @ Golu, who was taken to Aggarwal Hospital from where he was referred to a multi-

specialty hospital. Further, even though the injured has been discharged from the hospital but he has to be operated upon again for removal of the bullet. Learned State counsel further submitted that the assailants were seen in the CCTV footage while running away from the scene of crime and the petitioner could also be seen as one of the assailants as per the CCTV footage recovered by the police.

5. I have heard the learned counsel for the parties and perused the case file minutely.

6. At this stage, there are serious allegations against the petitioner as he has been found involved by the police for commission of an organised crime. The petitioner along with his co-accused had reached at the place of occurrence, duly armed with deadly weapons. Jitender Kailer @ Bhullar had fired in the air, where Gairi Barna fired at Ashish @ Golu, who suffered gun shot injuries on his stomach. Moreover, the occurrence has been recorded in the CCTV footage and the petitioner can very well be seen in the footage. Thus, keeping in view the gravity of the matter, the petitioner is not entitled to the discretionary relief of anticipatory bail. Further, this Court has noticed in various cases that such organised crime by the students is on the rise in various universities in this part of the country and this tendency needs to be curbed with an iron hand. The petitioner, who was found involved in three more criminal cases in the past, is an accused of heading a gang, i.e. "Caso Gang" in the Kuruskehtra University. Even his custodial interrogation is required to conduct a deep probe in the matter so as to know the involvement of other accused.

7. Keeping in view the facts and circumstances of the present case as noted in preceding paragraphs, the present petition is hereby dismissed.

(N.S. SHEKHAWAT)
JUDGE

23.01.2025
mks

Whether Speaking/Reasoned: YES / NO
Whether Reportable: YES / NO