

State Vs. Rohit @ Alaudin

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HRBH030137082023

CH1-1012-2023



**IN THE COURT OF AMIT GAUTAM, ADDL. CHIEF
JUDICIAL MAGISTRATE, BHIWANI.
UID No. HR0289**

CNR No. HRBH0137082023

CIS No. :CHI/1012/2023

Date of order :22.09.2023

Committed for : 05.10.2023

State	Versus	1. Rohit @ Alaudin, aged about 22 years, son of Sunil, resident of village Rewari Khera, Bhiwani. 2. Naseeb, aged about 27 years, son of Rajpal, resident of Rewari Khera, Bhiwani. Accused.
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FIR No: 471 dated 03.08.2023

Under Sections : 379B/34 IPC.

Police Station: Sadar, Bhiwani.

Present: Sh. Anil Siwach, APP for the State.
Accused Rohit @ Alaudin in custody represented by
Sh. Amit Chawla, LADC.
Accused Nasib in custody represented by Sh. Ramesh
Sangwan, Advocate.

COMMITMENT ORDER:

Above named accused have been sent up to face trial by
the police of Police Station Sadar, Bhiwani for commission of offences
punishable under Sections 379B and 34 of Indian Penal Code.

(Amit Gautam),
ACJM/Bhiwani,
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2. Brief facts of the case are that on 03.08.2023, complainant Kanwar Pal moved a complaint to Chowki Incharge Police Post Gujrani alleging that on 03.08.2023 at about 01:00 PM, he was going to his home after completing his duty from BTM Mill, Bhiwani. He crossed railway crossing then three persons on one motor-cycle bearing No. H/r16L-0470 way-laid him. Two persons caught hold him and third one was having danda in his hands and they started beating with danda and snatched Rs. 12,500/- from his pocket and one mobile. They also snatched his motor-cycle bearing registration No. HR-16K-6595. He had seen the assailants whose names are Rohit and Nasib and third person was not known to him but his height was approximately 5.8 inch. and aged about 30 years. He gave intimation to his brother Ashok through mobile of passers-by. Ashok came at the spot and took him to PHC Chang. He prayed for taking legal action against the accused persons.

3. On the basis of above-said complaint, present FIR was registered punishable under Sections 379B and 34 of Indian Penal Code. Investigation was commenced. During the investigation, police arrested the accused. Statements of witnesses under section 161 Cr.P.C. were recorded. After completion of all the formalities, challan (report under section 173 of Cr.P.C.) against the accused was filed in the Court for the commission of offences punishable under Sections 379B and 34 of Indian Penal Code.

4. Copies of challan and other documents as required under section 207 Cr. P. C. has been supplied to the accused free of costs.

(Amit Gautam),
ACJM/Bhiwani,
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5. Heard. From the perusal of the challan and other documents as attached with the challan, it is clear that in the present case offences punishable under Sections 379B and 34 of Indian Penal Code is involved. Since the offence punishable under Section 379B of Indian Penal Code is exclusively triable by the learned Court of Sessions, therefore, this case is committed to the learned Court of Sessions for 05.10.2023. Accused Rohit @ Alaudin and Naseeb are remanded to judicial custody during and until the conclusion of trial and be produced before the Court of learned Sessions Judge, Bhiwani on the date fixed at 09.30 a.m. sharp.

6. Commitment of this case stands notified to the learned Assistant Public Prosecutor as this order is dictated and announced in the open Court in the presence of learned Assistant Public Prosecutor. Calandra be prepared accordingly and Criminal Ahlmad is directed to send the case file complete in all respect well in time to the Court of learned Sessions Judge, Bhiwani.

Pronounced in open Court
Dated :22.09.2023

(Amit Gautam)
Addl. Chief Judicial Magistrate,
Bhiwani (UID No.0289)

Note: All the three pages of this order have been checked and signed by me.

Prity
Stenographer Gr.II

(Amit Gautam)
Addl.Chief Judicial Magistrate,
Bhiwani (UID No.0289)

(Amit Gautam),
ACJM/Bhiwani,
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Present: Sh. Anil Siwach, APP for the State.
Accused Rohit @ Alaudin in custody represented by
Sh. Amit Chawla, LADC.
Accused Nasib in custody represented by Sh. Ramesh
Sangwan, Advocate.

Power of attorney filed on behalf of accused Nasib. Copy of
challan is supplied to the accused, free of costs as, envisaged under Section
207 of Cr.P.C.

Heard. Vide separate order of even date, the present case
stands committed to the learned Court of Sessions for 05.10.2023. Accused
Rohit @ Alaudin and Naseeb remanded to judicial custody during and until
the conclusion of trial and be produced before the Court of learned Sessions
Judge, Bhiwani on the date fixed at 09.30 a.m. sharp. Reader is directed to
prepare the calendra. Criminal Ahlmad is directed to send the case file there
complete in all respect well in time.

Pronounced in open Court
Dated : 22.09.2023

(Amit Gautam)
Addl. Chief Judicial Magistrate,
Bhiwani (UID No.0289)

Prity
Stenographer Gr.II

(Amit Gautam),
ACJM/Bhiwani,
22.09.2023/HR0289