

**In the Court of Nitin Raj, Additional Sessions Judge,
Narnaul. UID No.HR 0287**

Bail application No.109 of 2026

Date of Institution: 06.02.2026

Date of Decision: 12.02.2026

CNR No.HRNR01-000570-2026

CIS No.BA-109-2026

Pradeep son of Dharam Singh, resident of village Gahali, PS Sadar
Narnaul, District Mahendergarh.

...Accused/applicant

Versus

State of Haryana.

...Respondent

FIR No.79 dated 24.02.2023

U/ss:148,149,323,302,201,216,120B IPC and

25/54/59 of Arms Act

Police Station: Sadar Narnaul

Interim bail u/s 439 Cr. PC

Argued by: Shri Ajay Chaudhary, Advocate for the applicant.
Sh. Anuj Malik Asstt. Public Prosecutor for the State assisted
by Sh. KS Yadav counsel for complainant

Order:

By this order the court proposes to dispose of an application
for regular bail filed by accused/applicant Pradeep son of Dharam Singh
under section 439 Cr.pc in the case noted above.

2. Brief facts of the case are that on 24.03.2023, at about 10:00
am, complainant Pawan and his brother Rakesh were returning from the
fields and upon reaching near the house of Vinod Pandit, the complainant

noticed that his brother Ajay son of Bhoop Singh has reached near the house of Vinod Pandit on motorcycle bearing registration no. RJ-18SS-8095. Suddenly, Tarun, Kuldeep, CCL/appellant, who had previous enmity with them, were already present at the spot in lieu of conspiracy and upon noticing Ajay, they shouted that the enemy has arrived and should not escape. On the said Lalkara Tarun, Pardeep, Pankaj and CCL/appellant stopped the motorcycle of the brother of the complainant. However, sensing danger, his brother ran towards village Hamidpur. Thereafter, Sunil and Anil again gave Lalkara that the enemy is trying to flee away, on which Tarun shot at the brother of the complainant from country made pistol whereas Pardeep and CCL/appellant who were having axe in their hands, whereas Pankaj who was having danda in his hand gheroed the brother of the complainant near the house of Vinod Pandit and brutally assaulted him. Thereafter, Anil, Sunil, Kamla, Suman, Rajesh, Jitender appeared and shouted that one family member has been killed now the entire family shall be wiped out. Thereafter assailants fled away from the scene. The brother of complainant Ajay Kumar was admitted in General Hospital Narnaul where he succumbed to the injuries. On the said complaint, FIR was lodged under sections 148, 149, 341, 302, 506, 216, 201, 120B IPC and 25/54/59 of Arms Act.

3. It has been argued by learned counsel for applicant-accused that applicant-accused has been fasely implicated in the present case who is languishing in jail since 27.02.2023. It has been further argued that the

complainant earlier stated that the applicant-accused inflicted injuries by axe or stick, however when appeared into the witness box, including the material witnesses, contrarily stated that applicant-accused opened fire upon the deceased, making the prosecution story unbelievable. It has been further argued that the PMR of the deceased shows only bullet injury, which further creates dent in the prosecution story. It has been further argued that no recovery has been effected on the disclosure statement of applicant-accused. That co-accused Mahipal, Kamla, Urmila and Suman have enlarged on bail by the court of learned Sessions Judge, whereas co-accused Anil, Sunil and CCL have been enlarged on bail by the Hon'ble High Court. Therefore, applicant-accused be granted concession of bail on the ground of parity.

4. On the other hand, learned APP for the State assisted by learned counsel for complainant forcefully argued that applicant-accused is directly involved in the commission of said offence and played active role with the other co-accused. That in case applicant-accused is enlarged on bail he might create pressure upon the prosecution witnesses and may derail the trial. Therefore, bail application be dismissed. Reliance placed upon Shri Mahadev Meena VS. Raveen Rathore and another Criminal Appeal no. 1089 of 202.

5. I have heard learned counsel for the applicant-accused and learned APP for the State duly assisted by learned counsel for the complainant and have gone through the case file very carefully.

6. It transpires that sections 148, 149, 341, 302, 506, 216, 201, 120B IPC and 25/54/59 of Arms Act has been invoked against the applicant-accused for having committed murder of the brother of the complainant on 24.2.2023 in collusion with the other co-accused. It has been submitted by learned APP for the State duly assisted by learned counsel for the complainant that applicant-accused was having previous enmity with the deceased and actively hatched conspiracy to eliminate the deceased and played active role in causing death of the deceased. It has been further submitted by learned APP for the State assisted by learned counsel for the complainant that CCL was enlarged on bail keeping in view his tender age and the prospective exposure to the criminals in the custody, whereas the females Kamla, Urmila and Suman were enlarged on bail primarily keeping in view their gender, therefore, applicant-accused cannot seek parity from the aforesaid co-accused. Further, court finds force in the submissions of learned APP for the State assisted by learned counsel for the complainant that the court cannot enter into a mini trial by gauging the testimony of the witnesses and also by comparing the same with the statements of the witnesses recorded at this stage of investigation under section 161 Cr.pc.

7. Considering the totality of the gravity of the allegations, the nature of the offence, the evidence collected and the role attributed to the applicant-accused, this court is not inclined to enlarge the applicant-accused on bail.

8. Hence, without commenting anything on the merits of the case, the bail application of the applicant-accused stands dismissed.

Papers be tagged with the main case file.

Announced in open Court:

Dated:12.02.2026

(Meena SG-I)

Nitin Raj

Addl. Sessions Judge,

Narnaul. UID No.HR0287

Argued by: Shri Ajay Chaudhary, Advocate for the applicant.
Sh. Anuj Malik Asstt. Public Prosecutor for the State assisted
by Sh. KS Yadav counsel for complainant

Reply filed. Copy of the same supplied to learned counsel for
defence. Ahlamd report perused. As per ahlmad report, this is the first bail
application. No bail application is pending before Hon'ble High Court.

Arguments heard. Vide my separate order of even date, the
bail application of the applicant-accused stands dismissed. Papers be
tagged with the main case file.

Announced in open Court:
Dated:12.02.2026
(Meena SG-I)

Nitin Raj
Addl. Sessions Judge,
Narnaul. UID No.HR0287