

**In the Court of Rajvinder Singh, Judicial Magistrate Ist Class,
Ferozepur Jhirka. UID HR 0451**

Criminal Case No. 112

Date of Inst: 10-7-2019

Date of Commitment: 3-8-2019

Committed for: 16-8-2019

Registration No. CHI/547/2019

CNR-HRNUA0-002148-2019

State

Versus

1. Israil son of Rujdar,
2. Altaf son of Israil,
3. Hansira wife of Sahabuddin, all residents of village Ghagas, P.S. Nagina.

FIR No. 54 dated 7-3-2019

Under Sections: 323, 307, 506 of IPC

Police Station : Nagina.

Present: Sh. Jagbir Berwal, ld. A.P.P for State

Accused Israil, Altaf and Hansira on bail represented by Sh.
Mahesh Kumar. counsel.

COMMITMENT ORDER:

The accused named above has been sent up to face trial for the commission of offence punishable under Sections 323, 307, 506 of the Indian Penal Code by Station House Officer, Police Station Nagina, District Mewat.

2. The brief facts of the case are that complainant Deenu moved a complaint to SHO P.S. Nagina. It is stated in the complaint that on 5-3-2019 at about 3 PM, some altercation took place between the children of Mohar Khan and accused Usman. The wife of Mohar Khan namely Rassi reproached Dilshad son

of Israil. That Dilshad slapped Rassi and also abused her. After hearing noise of quarrel, complainant along with his brother Mohar Khan reached at spot. In the meantime, all the accused persons holding stick in their hand came at the spot and attacked the complainant and his brother. It is alleged that Usman inflicted injury by using iron weapon on head of Mohar Khan with the intention to kill him. Mohar Khan received grievous injury and started bleeding. It is alleged that another accused persons gave beatings to Mohar Khan and also threatened to kill him. Some other persons namely Narangi, Sarfu, Ali Mohd and Sattam came at the spot and saved the complainant and his brother. The accused persons ran away from the spot after giving life threats. The injured was firstly admitted to G.H. Mandikhera from where he was referred to Safdarjung Hospital, New Delhi.

3. Firstly FIR was registered for the alleged commission of offence under Sections 148, 323, 506 read with 149 of IPC. After obtaining the medical opinion from doctor, offence under Section 307 of IPC was added. On 23-6-2019 Israil, Altaf, Hansira were arrested and were released on bail in compliance of order of Hon'ble High Court. Accused Usman, Subba, Amjad, Hansid and Dilshad were found innocent in the investigation conducted by DSP, Ferozepur Jhirka. The offence under Section 148 and 149 of IPC were deleted. The name of persons found innocent during investigation were kept in column no. 2 of the challan. Statements of witnesses under Section 161 Cr.P.C were recorded. After completion of other formalities of investigation, final report under Section 173 Cr.P.C was prepared and submitted in the Court for putting the accused persons namely Israil, Altaf and Hansira.
4. Copies of challan as envisaged under Section 207 Cr.P.C. supplied to the accused free of cost.
5. From the facts and circumstances of the case, a prima facie case

punishable under Sections 323, 307, 506 of IPC was made out against the accused. As the offence punishable under Section 307 IPC is exclusively triable by the court of Sessions, therefore, the present case is hereby committed to the court of Learned Sessions Judge, Nuh with the direction to the accused to appear before the court of Learned Sessions Judge, Nuh on 16-8-2019. The Reader of the court is directed to prepare the necessary calandra of challan and concerned Ahlmad is directed to send the case file, complete in all respect, well in advance. The District Attorney stands intimated through the Public Prosecutor as the order has been dictated in his presence.

Announced in open court:
3-8-2019

(Rajvinder Singh)
Judicial Magistrate Ist Class,
F.P.Jhirka. UID HR 0451

All pages checked and signed by me.

JMIC, F.P.Jhirka.

Sukhvinder Singh
Stenographer-III

Present: Sh. Jagbir Berwal, Id. AP.P for State
Accused Israil, Altaf and Hansira on bail represented by Sh.
Mahesh Kumar. counsel.

Accused have suffered a statement that they have received
the copies of challan free of costs and same are complete.

Arguments on the point of commitment heard. Vide a
separate order of even date, the present case is committed to the court of
learned Sessions Judge, Nuh for trial of accused. Accused are directed to
be appear before the Court of Learned Sessions Judge, Nuh, on 16-8-2019
at sharp 10:00 AM. The Reader of the court is directed to prepare the
necessary calandra and concerned Ahlmad is directed to send the case file
complete in all respect well in advance. The District Attorney stands
intimated through the Public Prosecutor as the order has been dictated in
his presence.

Announced in open court:
3-8-2019

(Rajvinder Singh)
Judicial Magistrate Ist Class,
F.P.Jhirka. UID HR 0451