

UID: HR-0392
Chi-610-2022

State **versus** Amit @ Kukki

HRPPA1-001502-2022



Crl. Case No. : 388 of 2022
CIS No. : 610-2022
Date of Instt. : 19.12.2022
Date of Order : 20.01.2023
Commitment for : **03.02.2023**

State **Versus**

Amit @ Kukki son of Ishwar, resident of
Krishna Colony Chulkana Road, Ward
No. 14, Samalkha, District Panipat.

FIR No.474 dated 12.06.2022.
Under Sections:201,302,323,506, 34 IPC.
Police Station: Samalkha, Panipat.

Present when argued: Sh. Pawan Kumar, APP for the State.
Accused Amit @ Kukki in custody with Sh. R.S.
Rawal, Advocate

COMMITMENT

The accused above named has been sent by the SHO of Police Station, Samalkha to face trial for committing offence punishable under Sections 201, 302, 323, 506 read with Section 34 of the Indian Penal Code, 1860 (**here-in-after, the Code, 1860**).

2. Shorn to unnecessary details, brief facts of the case are that the complainant namely Sh. Deepak moved a complaint to the SHO of police station, Samalkha alleging therein that on 11.06.2022, his wife Menaka @ Monika with his brother Sachin and cousin was present at her house. His brother namely Sachin went to the plot whereas complainant and others were following him. When accused Amit @ Sumit son of Ishwar, Bimla and brother Amit and others attacked his brother using weapons with intention to

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kill him. His brother suffered with head and bodily injuries, therefore, he was admitted to the Medicare Hospital, Samalkha from where he was referred to the Civil Hospital, Panipat where he succumbed to injuries. It is alleged that accrued committed alleged offence on account of previous three year old animosity. Lastly, he prayed to take necessary legal action against accused.

3. On this, formal FIR was registered and investigation was conducted. Accused were arrested. After completion of investigation, challan against accused **Nihal Singh** son of Tej Bhan was filed Sections 201, 302, 323, 506 read with Section 34 of the Code, 1860. And, case was committed to learned Session Judge, Panipat vide order dated 03.02.2023 passed by this court. Now, supplementary challan against accused **Amit @ Kukki** son of Ishwar is filed under Section 201, 302, 323, 506 read with Section 34 of the Code, 1860.

4. Copy of challan was supplied to the accused free of cost as mandated under Section 207 of the Cr. P. C.

5. After hearing learned APP for the State, learned defence counsel and after going through the material placed on record, this court has come to the conclusion, that there is ample material on the record for further proceeding against accused for the commission of offences punishable under Section 201, 302, 323, 506 read with Section 34 of the Code, 1860. Since, offence punishable under Section **302** of the Code, 1860 is exclusively triable by the Court of Sessions, therefore, this case is committed to the Court of Learned Sessions Judge, Panipat for **03.02.2023** subject to

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provisions of bail and remand. Learned Public Prosecutor stands intimated through learned APP present in the court. Reader of the court is directed to prepare Calendra and Ahlmad is directed to send the file complete in all respect to the Court concerned, well within time till then accused Amit @ Kukki be kept in judicial custody and be produced before the court on the date fixed.

Pronounced in open Court.
Dated: 20.01.2023

(Ashok Kumar-IV)
Judicial Magistrate 1st Class
Samalkha. UID No. HR0392

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

(Ashok Kumar-IV)
Judicial Magistrate 1st Class
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