

44

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRA-D- 502 -DB OF 2017

MEMO OF PARTIES

1. SANDEEP son of Sh. Sube Singh, R/o VPO  
Dahola, Tehsil Jind, Haryana,
2. SURESH KUMAR son of Sewa Singh, VPO  
Serhada, Kaithal, Haryana,
3. DHANRAJ BHAMBI son of Sh. Naru Bhambi, R/o  
Village Aakola, Tehsil Kapasan, Chittorgarh,  
Rajasthan


[(Presently confined in Bhondsi Jail, Gurugram,  
(Haryana)]


...Appellants

Versus

State of Haryana

...Respondent

  
(ARSHDEEP SINGH CHEEMA) & (HARSH BORA)  
Chandigarh  
Dated: 13.05.2017

  
Advocates  
Counsel for the Appellants

2

4

Stereo H.C.J.D./B.-1

9753HC-Item 5-Govt. Press, U.T., Chd.

Opening Sheet for Criminal Appeals (Section 419, Criminal Procedure)

In the High Court of the States of  
 Punjab and Haryana

JUDICIAL DEPARTMENT

Criminal Appeal No. D 502 DB of 2017

Divisional Register No. \_\_\_\_\_

District	Date of filing Petition	Whether filed by appellant in person or by Counsel or Agent	Stamp on Petition of appeal
Gurgaon	12-5-2017	Th. Counsel Arundeep Singh vs Harsh Dora Advocates	nil

Sandeep & others. Appellant  
 (Now confined in Bhindsi Jail Gurgaon).

versus

State of Haryana Respondent  
 Appeal from the order of Rajinder Pal Goyal, Addl. Sessions Judge,  
Gurgaon, Gurgaon.

dated the 10-3-2017, 18-3-2017.

Charge under section u/s 147, 148, 149, 452, 302, 307, 431, 323, 302, 303,  
437, 114, 21, 120B, 34, 381, 382, 325 of IPC

Sentence All accused sentence to undergo R.I. life u/s 302-IPC  
and fine of Rs 500/- in default of fine to undergo  
R.I. one year.

Ajay Kumar Singh  
 2017.05.17 17:25  
 TRUE SCANNED COPY OF  
 ORIGINAL  
 PHHC Chandigarh

R.I. for seven yrs u/s 307 IPC and fine  
of Rs 2500/- in default of fine to undergo  
R.I. for six months. Contd.

3

R.I. for seven yrs <sup>uA.</sup> u/s. 436 IPC and fine of Rs. 2500/-  
In default of fine to undergo R.I. for six months

S.I. for three yrs. u/s 427 IPC and fine  
of Rs. 150/- In default of fine to undergo  
R.I. for Ten days.

S.I. for Three yrs and fine of Rs. 100/-  
each u/s. 325 IPC. In default of payment of  
fine to S.I. for three months.

R.I. for five yrs. u/s. 452 IPC and  
fine of Rs. 2000/- each. In default of payment  
of fine to undergo R.I. for four months.

R.I. for life and fine of Rs. 5000/-  
each u/s. 120B u/w 34 IPC. In default of  
payment of fine to undergo R.I. for one  
year.

All the sentences shall run  
concurrently.

Court

Uncertified

4

IN THE COURT OF RAJINDER PAL GOYAL, ADDITIONAL  
SESSIONS JUDGE, GURUGRAM (UID No. HR0091)

477

(Wherever the word "Gurgaon" occurs, in the proceedings, it be taken as "Gurugram").

CNR No. HRGR01-001686-2013.  
CIS No. SC/819/2013.

Sessions case No. : 15 of 2013  
Date of Institution: 19.03.2013/05.09.2016.  
Date of Decision : 10.03.2017.



State

Versus

S.NO.	ACCUSED/FATHERS NAME
A1	Rakesh Kumar son of Balram Prasad, R/o B-81, Ganesh Nagar, Patar Ganj, East Delhi, Gali No.14, Delhi. 110 092.
A2	Kamal Singh son of Sh. Dharam Pal Singh, resident of Block No.9, House No. 120, Trilokpuri, Delhi 110 091.
A3	Mahavir son of Sh. Hans Raj, R/o VPO Karnauli, Fatehabad, Haryana, now c/o Rakesh Kumar, House No.778, Manesar, Gurugram.
A4	Vinod son of Sh. Hoshiyar Singh, R/o VPO Bisanpura, Jind, Haryana, now c/o Naresh Sharma, H.No. 110, Vill. Aliyar IMT Manesar, Gurugram.
A5	Rajinder son of Isham Singh, R/o VPO Bara Gaon, Tehsil Karnal, Karnal, Haryana, Now c/o Jitender Kumar son of Sh. Chand, H.No. 1125/3, Rajiv Nagar, Gurugram.

*[Signature]*

Reader to  
Addl. Dir. icts & Sessions Judge  
GURUGAON

18/3/17

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Uncertified

5

State Vs Ram Mehar etc.

48

2

-:2:-

A6	Sonu Kumar son of Sh. Jagdish Chand, R/o VPO Jaurasi (Khaash), Tehsil Samalkha, Panipat, Haryana.
A7	Vijay Pal S/o Sh. Somnath, resident of Village Basara, P.O. Raksera, Tehsil Samalkha, Panipat, Haryana.
A8	Anand Kumar S/o Jagir Singh, r/o Vill. Pawati, Panipat, Haryana, at present Anaj Mandi, Gurugram.
A9	Manoj Kumar S/o Sh. Kartar Saini, R/o VPO Nangal Shabajpur, Tehsil Bawal, Rewari, Haryana.
A10	Vishal Bharat son of Sh. Satya Bharat, r/o H.No. 73/1, Indira Colony, Rohtak, Haryana, 124001, at that time c/o Bhanwar Singh, Vill. Aliyar, IMT Manesar, Gurugram.
A11	Anil Kumar son of Sh. Mahavir Singh, r/o VPO Khubru, Teh. Ganaur, Sonapat, Haryana,
A12	Sunil Kumar son of Pale Ram, R/o VPO Chidana, Tehsil Gohana, Sonapat, Haryana.
A13	Praveen Kumar son of Sh. Jai Ram, R/o VPO Khubru, Tehsil Ganaur, Sonapat, Haryana, now at House No. 1206/3, Street No.6, Rajiv Nagar, Gurugram.
A14	Yadvendra Kumar son of Sh. Ganga Sahai Sharma, R/o VPO Kanawar Teh. Bayana, Bharatpur, Rajasthan, at that time, r/o c/o Ishwar Singh, Kasan, Road, near Bus Stand, Manesar, Gurugram.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Dist. icts & Sessions Judge  
GURGAON

18/5/17

Uncertified

6

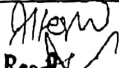
State Vs Ram Mehar etc.

-:3:-

49

A15	Karan Singh son of Kishan Lal, resident of village Mumtajpur, Pataudi, Haryana.
A16	Gulshan Kumar son of Sh. Raj Kumar, R/o VPO Pataudi, Distt. Gurugram.
A17	Narendner Kumar son of late Sh. Satbir, R/o VPO Kaimla, Karnal, Haryana, 132114, at present at village Naharpur Rupa, Gurugram.
A18	Gokal Chand Son of Bhajan Lal, R/o village Dhani 400, PO Chamal, Sirsa, Haryana, at present R/o Old Mata Road, Rajiv Nagar, Gurugram.
A19	Satish Kumar son of Sh. Ranpat Singh, R/o VPO Jasaur Kheri, Tehsil Bahadurgarh, Jhajjar, Haryana.
A20	Vikram Singh son of Sh. Karam Singh, r/o village Pangala, Tehsil Assandh, Karnal, Haryana, 132039.
A21	Parmod Kumar son of Nem Singh, R/o VPO Jind Chandra Lok Colony Julani Road, Jind, Haryana 126102, now c/o Mr. Jagdish Yadav, H.No. 238, Mulahera near Sapana Theater, Gurugram.
A22	Sanjay son of Bhagirath, R/o VPO Chadiwal, Sirsa, Haryana, 125055, at present, VPO Mullahera, near Sector 22, Gurugram.
A23	Ashok Singh son of Sh. Munshi Singh, R/o VPO Pathera, Tehsil Wair, Bharatpur, Rajasthan, now R/o Rajiv Nagar, Gali No. 2, Gurugram.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

  
Reader to  
Addl Dist icts & Sessions Judge  
GURGAON  
18/3/17

Uncertified

State Vs Ram Mehar etc.

-4:-

50

7  
2

A24	Bunty Kumar son of Sh. Sankar Lal, r/o Village Patakhias Post Mursan, Uttar Pradesh.
A25	Sunil Kumar son of Satpal, resident of Jhajjar.
A26	Birender Singh son of Mulayam Singh, resident of village Nagala Vala, Post Pachavar, Uttar Pradesh.
A27	Manoj Kumar son of Ram Kumar, R/o VPO Gumton, PO Sikri, Tehsil Indri, Karnal, Haryana, now c/o Manjeet Singh, Village Dhana, IMT Manesar, Gurugram.
A28	Jitender Kumar son of Sh. Sukh Ram Verma, R/o Malawali Post Bhudoop, Rajasthan.
A29	Dalwinder Kumar s/o Sh. Phool Chand, R/o Village Kherakhurd, Post Tala Kaur, Haryana.
A30	Chander Sain son of Sh. Raj Kumar, R/o VPO Chhibarou post Abldeo, Uttar Pradesh.
A31	Barjender Kumar s/o Laxman Prasad, R/o VPO Raiya Post Naya Gaon, Madhya Pradesh.
A32	Devinder Singh son of Sh. Om Parkash Singh, r/o Gidoli, Uttar Pradesh.
A33	Sunil Kumar son of Sh. Karnail Singh, R/o village Rattanheri, Post Pilkhani, Haryana.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Read by  
Addl. Dist. Jct. & Sessions Judge  
**GURGAON**

18/3/17

Uncertified

State Vs Ram Mehar etc.

-15-

A34	Karambir son of Sh. Bali Ram, r/o VPO Tandwall Post Jandwal, Haryana.
A35	Manish Kumar son of Baldev Singh, R/o VPO Bhagiwanpur Post Bhagwan Pur, Haryana.
A36	Suresh Kumar son of Sh. Jag Singh, resident of VPO Kail, Post Khera, Haryana.
A37	Gurjeet Singh son of Sh. Maya Ram, R/o VPO Deegh (Haryana).
A38	Narender Kumar son of Randhir Singh, R/o VPO Deeg, Kaithal, Haryana, 136026.
A39	Dharamputar son of Bal Kishan, R/o Village Rabhra, Teh. Gohana, Sonapat, Haryana. At present c/o Kanwar Singh, Village Dhana, Manesar, Gurugram.
A40	Sushil Kumar son of Sh. Satbir Singh, resident of Vill. Lakhmirwala, PO Manohar Pur, Tehsil Jind, Distt. Jind, Haryana.
A41	Sandeep Kumar son of Sh. Rajbeer Singh, R/o VPO Jandli Kalan, Fatehabad, Haryana, 125111.
A42	Himanshu Sharma son of Sh. Kailash Sharma, R/o VPO, Nalwa, Hisar, Haryana, 125037.
A43	Raman Kumar son of Jagdish Rai, R/o VPO Majra, Fatehabad, Haryana, 125051, at present village

Ajay Kumar Singh  
2017-05-17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader  
Addl Dist icts & Sessions Judge  
GURGAON

18/3/17



Uncertified

9  
2

State Vs Ram Mehar etc.

52

-:6:-

	Mullahera, Sector 22, Gurugram.
A44	Kanwarjeet Singh son of Badan Singh, r/o VPO Badala, Hisar, Haryana 125042.
A45	Amarjeet Singh son of Sh. Kaptan Singh, resident of 1038/24, Bhat Nagar Colony, Rohtak Road, Jind Haryana, 126102, at present R/o Vill. Alihar IMT Manesar, Gurugram.
A46	Raj Kumar son of Khajan Singh, R/o 331/20, Gandhi Nagar, Tehsil Gohana, Sonipat, Haryana.
A47	Sunil Kumar son of Sh. Veer Bhan, resident of Raison.
A48	Raj Kishan son of Sh. Hari Kishan, R/o VPO Rohna, Sonapat, Haryana.
A49	Ramesh Kumar son of Som Parkash, R/o Village Dharm Pura, Tehsil Siwan, Kaithal, Haryana, 136027.
A50	Rohit Kambra son of Sh. Phool Chand, R/o VPO Raison, Post Raison, Haryana.
A51	Bhola Nath s/o Sh. Rajnu, R/o VPO Mag Rayar, Post Magrayar, Uttar Pradesh.
A52	Desh Raj son of Sh. Binda Deen, R/o village. Saray Mubarak Post Mayai, Uttarpradesh.
A53	Lalit Verma S/o Ghan Shyam Dass Street No .14 Near

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

*[Signature]*  
Reader to  
Addl Dist. icts & Sessions Judge  
GURGAON

18/2/17

Uncertified

10

State Vs Ram Mehar etc.

-:7:-

53

	Premi Property Dealer ,Preet Nagar,Sirsa Haryana,179 Gandhi colony Sirsa.
A54	Ravi Shankar son of Sh. Gurmail Singh, R/o VPO Pilkhani, Ambala, Haryana.
A55.	Ghajender son of Nathu Singh, R/o Village Jatai Tigri, Uttar Pradesh.
A56	Anoop Kumar son of Sh. Somnath, R/o VPO Mirjapura, Post Kiroh, Uttar Pradesh.
A57	Mritunjay Dubey S/o Deen Bandhu dube R/o Vill. Adilabad, Tehsil Mohammadabad, Gazipur, Uttar Pradesh, 233227, at present H.No. 704, Beer Bazar Wali Gali, Kapashera, Delhi.
A58	Om Parkash son of Ram Bilash, R/o Udawatpur, Post Khanpur, Uttar Pradesh.
A59	Jitender Kumar son of Sh. Devi Shankar, R/o VPO Magrair, Uttar Pradesh.
A60	Sunil Singh son of Sh. Balbir Singh, resident of Keanduli Post Jakhani, Uttarakhand.
A61	Baljinder S/o Santokh Sohian Post Kurala Punjab.
A62	Sunil Kumar S/o Jagdish VPO Kanwari Tehsil-Hansi Hisar Haryana.
A63	Pratesh S/o Pushpendra ,VPO Benupur Post Benupur Uttar Pradesh
A64	Dinesh Kumar S/o Vamdev,Bhanam Post Bhanam

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

*[Signature]*  
Reader

Addl Dist icts & Sessions Judge  
BURGAON

18/3/17

Uncertified

11

State Vs Ram Mehar etc.

54

92

-:8:-

	Punjab.
A65	Pankaj S/o Anant Keshav VPO Udavatpur Uttar Pradesh
A66	Chandan Thakur S/o Jogendra Singh Thakur Vill. Ambulla Post Rajpur. Himchal Pardesh.
A67	Rahul Rattan S/o Vinod Kumar VPO Duhawari ,Himchal Pradesh.
A68	Ravinder Kumar son of Sh. Rampat Singh, R/o Village Patuwas, PO Charkhi Dadri, Tehsil Charkhi Dadri, Bhiwani, Haryana c/o Rajesh Kumar, H.No. 2140/48, Street No.6, Rajiv Nagar, Gurugram.
A69	Vasudev S/o Uday Singh, VPO Jhundwai,Himachal Pradesh.
A70	Gaurav Kumar Gupta S/o Prahlad Kumar Gupta VPO Gajipur P.O.Gajipur, Uttar Pradesh
A71	Brijesh Kumar son of Sh. Musafir Prasad, R/o VPO Chandi, Baliya, Uttar Pradesh, 221711, at present H.No. 1063/3 Rajiv Nagar, Gurugram.
A72	Deepak Kumar S/o Sureshwar, Vill Aliyar, Post Manesar,Haryana
A73	Surersh Kumar son of Sh. Pritam Chand, Resident of VPO Bharulian Kalan, Post Behdala, Himachal Pradesh.
A74	Kuldeep S/o Mahendra Singh VPO Daviwala Post Alukha, Punjab
A75	Vishal Pathaniya S/o Surjeet Singh,Kallar ,Post Bankhandi ,Himchal Pardesh.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

*AKS*  
Reader to  
Addl Dist icts & Sessions Judge  
GURGAON

18/3/17

Uncertified

12

State Vs Ram Mehar etc.

55 8

-:9:-

A76	Brijesh Kumar Sharma s/o Sh. Kailash Prasad Sharma, R/o Village Gopal Nagar, Basawa Road Bandikui, Dausa, Rajasthan, resident of C/o Ram Niwas Yadav, IMT Manesar, Gurugram.
A77	Amit Kumar S/o Lalit Prasad ,H.No.1929,Laxmi Bai Nagar Delhi, Opp. INA Market
A78	Sandeep Kumar S/o Rajender Singh VPO Gondpur Bahra ,Himachal Pradesh.
A79	Rajbeer Singh S/o Soren Singh ,Vill Nagla Post Jhundawai,Uttar Pradesh.
A80	Nitish Sharma S/o Jogendra Parmar VPO Surjehra Post Jhomber,Himachal Pardesh.
A81	Rohtash S/o Umed Singh ,Vill. Saroorpur ,Uttar Pradesh.
A82	Ranjit Kumar son of Sh. Jagjiwan Lal, R/o VPO Uncha Chanda, Tehsil Jagadhari, Yamuna Nagar, Haryana, at present H.No. 1665/3, Street No.3, Rajiv Nagar, Gurugram.
A83	Bharat Singh S/o Torang Singh,VPO Naglamahadev,Judawahi Uttar Pradesh.
A84	Bijender S/o Dharam Singh, Vill Hati Post Hati Haryana.
A85	Rajeev S/o Ramesh Kumar, VPO Samen Post Samen ,Haryana.
A86	Neeraj Kumar son of Sh. Pawan Kumar, R/o Vill.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Dist. icts & Sessions Judge  
GURGAON

18/5/17.

Uncertified

13


State Vs Ram Mehar etc.

-:10:-

56

	Rajepur, Tehsil Indri, Karnal, Haryana.
A87	Gurmej Singh son of Sh. Pritam Singh, R/o village Rajpura, PO Pathera, Tehsil Indri, Karnal, Haryana, at present of C/o Joginder Singh, Shiv Vihar, Rajiv Nagar, Gurugram.
A88	Anoopam Kumar S/o Madhav Prasad Dube R/o Vill- Dubhan Kapora Post Dhiiti, Uttar Pradesh.
A89	Pawan Kumar Mishra son of Sh. Ganga Ram Mishra, R/o VPO Dandava Karneepur, Faizabad, Uttar Pradesh, 224132. Now at village Alliyar, IMT, Manesar, Gurugram.
A90	Jitendra Kumar S/o Shubhran Singh R/o Vill. Ghari Devri, Uttar Pradesh.
A91	Pawan Kumar S/o Sultan Singh Vill. Atawala, Panipat, Haryana, 122017, At Present H.No. 406, Vill. Katerpuri, P.O. Palam Vihar, Gurugram.
A92	Ravinder Kumar son of Sh. Bhoop Singh, R.o H.No. 202, Ward No.1, Fatehabad, Haryana, at present r/o Street No. 15, Rajiv Nagar, Gurugram.
A93	Sunil Kumar son of Ram Kumar, r/o VPO Siwanka, Tehsil Gohana, Sonapat, Haryana, 131301, now c/o Ajay Yadav, VPO Mullahera, Gurugram.
A94	Pankaj S/o Ramniwas, VPO Ballam H.No. 77 Garhi, Haryana.
A95	Surender Kumar S/o Madan Lal, VPO Dhini Majhau

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

  
Reader to  
Addl Dist. Jct & Sessions Judge  
GURGAON

18/5/17

On certified

14

State Vs Ram Mehar etc.

-:11:-

57

	Post Majhau Rajasthan.
A96	Kuldeep S/o Horilal , Sakhawatpur Post Jondhari ,Uttar Pradesh.
A97	Sunny S/o Roopam Singh, Bhattian ,Punjab.
A98	Pradeep S/o Soran Singh ,VPO Manjumajra ,Ambala Haryana.
A99	Prempal S/o Chindiram,Vill Betehera ,Punjab.
A100	Sandeep S/o Ramkishan VPO Birobekalan ,Punjab.

S.NO.	ACCUSED/FATHER NAME
A101	Ram Mehar Singh son of Sh. Bhale Ram, R/o VPO Gulyana, Tehsil Kaithal, Kaithal, Haryana, 136027.
A102	Sandeep son of Sh. Sube Singh, R/o VPO Dahola, Tehsil Jind, Haryana, at present 170/2G Basai Enclave, Gurugram.
A103	Ram Bilas son of late Sh. Silak Ram, R/o VPO Gamri, Tehsil Gohana, Sonapat, Haryana, now c/o Krishan Kumar, H.No. 1476/3, Street No.6, Rajiv Nagar, New Delhi.
A104	Sarbjeet Singh son of Sh. Avtar Singh, resident of Village Kishangarh, PO Ratangarh, Kurukshetra, Haryana, at present, H.No. B-5, Laxman Vihar, Phase II, Gurugram.
A105	Pawan Kumar son of Sh. Gulab Singh, R/o VPO Kanwali, Tehsil Kherkhada, Sonapat, Haryana.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Dist. icts & Sessions Judge  
GURGAON 18/5/17

Uncertified

15

State Vs Ram Mehar etc.

..12:..

58

A106	Sohan Kumar son of Sh. Raghubir Chand, R/o Village Jainpur jattan, PO Ladwa, Kurukhsetra, Haryana, 136132.
A107	Pradeep Kumar son of late Sh. Nakli Singh, R/o VPO Patti Kalyana, Tehsil Samalkhan, Panipat, Haryana, 132102. now c/o of Jagdish Chander Yadav Nagar, Satish Atta Chaky, Mulahera, Gurugram.
A108	Ajmer Singh son of Jogi Ram, VPO Siaman, Tehsil Meham, Rohtak, Haryana, 124129, c/o Balbir Singh, House No. 251, Gali No. 3, Shiv Vihar Rajeev Nagar, Gurugram.
A109	Jiya Lal son of Ram Pal, R/o VPO Dhakal, Tehsil Narwana, Jind, Haryana, at present, c/o Jiya Lal VPO Om Nagar Gali No.6, Gurugram.
A110	Bijender S/o Dalel Singh , Vill Bhadani, Jhajjar Haryana.
A111	Ishwar Lal S/o Bhagantu, VPO Bhaugaon ,Uttar Pardesh.
A112	Sanjeev Kumar son of Sh. Jai Bhagwan, R/o village Buhavi, PO Lakhmari, Tehsil Babain, Kurukshetra, Haryana. At present House No. 1265/3, Street No.5, Rajiv Nagar, Gurugram.
<b>S.NO.</b>	<b>ACCUSED/FATHER NAME</b>
A113	Suresh Kumar son of Sewa Singh, VPO Serhada, Kaithal, Haryana, 136043. Now c/o Vinod Chaudhary, Chand Nagar Mode, Farrukh Nagar, Gurugram.
A114	Amarjeet s/o Sh. Kapoor Singh, R/o VPO Chandi, Tehsil Mahal,

*Mehar*  
Reader  
Additional Sessions Judge  
GURGAON  
18/3/17

Uncertified

State Vs Ram Mehar etc.

16

-13-

59

9

	Rohtak, Haryana, now residing at H.No. 1795/3, Street No. 8, Rajiv Nagar, Gurugram.
A115	Dhanraj Bhambi Son of Sh. Naru Bhambi, R/o Village Aakola, Tehsil Kapasan, Chittorgarh, Rajasthan, at present c/o Sh. Rajveer Yadav, Village Manesar, near Bus Stand, Gurugram.
A116	Yogesh Kumar son of Sh. Rameshwar Dass, r/o VPO Chamanpura, Teh. Beri, Jhajjar, Haryana, 124 102.
A117	Krishan Kumar son of Ramesh Kumar, R/o VPO Khanda Kheri, Tehsil Hansi, Hissar, Haryana 125038, at present R/o VPO Bhangrola, Manesar, Gurugram.
A118	Ram Shabad son of Ram Suraj , R/o Village Samsipur, PO Pattinarendrapur, Jaunpur, Uttar Pradesh, 223102, E 1/192, Nand Nagri Shadhara.
A119	Satbir son of Sh. Chotu Ram, R/o VPO Ding, Tehsil Chopta, Sirsa, Haryana, 125058, now C/o Sh. Jai Sigh Chauhan, VPO Kasan, Manesar, Gurugram.
A120	Satish Kumar son of Sh. Mam Chand, R/o Village Churni, PO Sagoha, Karnal, Haryana, at present, C/o Sh. R.C. Sharma, House No. 824/22, Street No.5, Gandhi Nagar, near Khandsa Road Mandi, Gurugram.
A121	Sumit Nain, son of late Sh. Chatter Singh Nain, R/o Ram Nagar Colony, Ward No.18, street No.2, Narwana, Jind, Haryana, 126116, now at present c/o Deepak Goyal, H.No. 89, West Rajiv Nagar, Gurugram.
A122	Veer Ajay Singh son of Sh. Tek Ram, H.No. 314/3, Hanuman Nagar Narwana, Jind, Haryana, 126 116. at that time c/o Shyam Shta

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

*Handwritten signature*

Reader to  
Addl Dist Jcts & Sessions Judge  
GURGAON 18/3/17



Uncertified

17

State Vs Ram Mehar etc.

-:14:-

60 8

	Printing Press, Main Hayatpur Road, Hayatpur, Gurugram.
A123	Chiranji Lal S/o Dal Sukh Chawla , f-7/94 , Sultanpuri Delhi.
A124	Virender Singh S/o Jaidev , Vill Hansdehar Teh Narwana, Jind 126116.
A125	Rajeev Kumar S/o Wazir Singh , VPO Peoda, Teh Kaithal, Haryana 136027, Hans Enclave, Gali No.2, H.No-24, Gurugram.
A126	Naresh Kumar son of Tek Chand, R/o VPO Kheri Simble Wali Tehsil Kaithal, Kaithal, Haryana, 136027.
A127	Sohan Lal son of Sh. Sulekh chand, R/o village Khukhani, PO Chogawaon, tehsil Indri, Karnal, Haryana, 132001, now residing at H.No. 615/A/22, Shivji Park, Gurugram.
A128	Subhash son of Sh. Lal Chand, R/o Lok Sewa Ashram, Samalkhan, near Woman ITI Ward No.5, Panipat, Haryana.
A129	Narender S/o Rohtas , VPO-Ritauli, Rohtak, Haryana.
A130	Amit Nain son of Sh. Om Parkash, r/o vill. & PO, Ajaib Panakhas, Thana Meham, Rohtak, Haryana, now c/o Naresh Sharma, H.No. 1899/55, Street No.10, Rajiv Nagar, Gurugram.
A131	Vikas Kumar son of late Sh. Lakshmi Narain, r/o Village and PO Khanda, Bhuranmaila, Tehsil Kharkhountha, Sonapat.
A132	Iqbal Singh son of Trilochan Singh, R/o H. No. 112, Patel Nagar, Yamuna Nagar, Haryana, at present R/o 138/21, Gali No. 1, PO Khandsa Raj Nagar, Gurugram.

Ajay Kumar Singh  
2017 05 17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Districts & Sessions Judge  
GURGAON

18/3/17

Uncertified

18

State Vs Ram Mehar etc.

-:15:-

61

2

A134	Krishan Kumar son of Satbir Singh, r/o Village Bhaini Maharajpur, Tehsil Meham, Rohtak, Haryana, 124112, at present r/o H.No. 806/1, Street No.5, Ashok Vihar, Gurugram.
A135	Kuldeep Kumar S/o Ramdhari, VPO Kathura, Teh Gohana, Sonapat, Haryana 131301.
A136	Narender Kumar son of Sh. Jagdish Chander, R/o VPO Bali Brahaman, Sonipat, Haryana, at present Room No.9, Sec.6, AHSAS NASHA Mukti Kendra, near Petrol Pump, Gurugram.
A137	Naveen Kumar son of Sh. Maha Singh, R/o village Chander, PO Machroli, Jhajjar, Haryana.
A138	Pradeep Kumar son of Sh. Ranveer Singh, R/o Vill. Nangal, PO Mundi, Tehsil Rewari, Haryana, 123411.
A139	Shivaji son of Sh. Mahender Singh, r/o VPO Sundana, Rohtak, Haryana, 124412, now c/o Raj Sinigh, VPO Bhangrola, Gurugram.
A140	Surender Pal S/o RamParsad, VPO Gulawad, Palwal, Haryana, now at Vill Aliyar IMT Manesar Gurugram.
A141	Vikas Verma S/o Krishan Lal, VPO, Khizrabad, Yamunanagar, Haryana, VPO, Aliyar, Gurugram.
A142	Pardeep Kumar son of Shiv Parshad, R/o B-96, Telecom Staff Quarter, Vivek Vihar, New Delhi.
A143	Pardeep Kumar son of Sh. Partap Singh, R/o Village Mai Kalan, PO Aun, Tehsil Charki Dadri, Bhiwani, Haryana, 127310, now Anand Nagar Madhu Vihar, Rewari.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Dist icts & Sessions Judge  
GURGAON  
18/3/17

Uncertified

19

State Vs Ram Mehar etc.

-:16:-

62 2

A144	Narender son of Daya Ram, R/o H.No. 794/18, Om Nagar, Khandsa Road, Gurugram, Haryana.
A145	Jogender Singh son of Sh. Jagdish Prashad, R/o 17, 18, Adrash Colony, Street No. 3, Rajgarh Road, near Vivekanand High School, Hisar, Haryana. At present R/o C/o Ram Phal, C-21, Street No.4, West Rajiv Nagar, Gurugram.
A146	Naveen son of Sh. Balwan, R/o H.No. 205/2, Indira Colony Road, Rohtak, Haryana.
A147	Imran Khan son of Sh. Alis her, R/o Village Gorchi, Tehsil Hisar, Haryana, at present R/o C/o B.L. Ranga, House No. 300 Gali No.4, Basai, Gurugram.
A148	Pardeep son of Nisaf Singh, resident of Dhanu Patti, resident of Kyotak, P.S. Sadar Distt. Kaithal.

..... Accused.

**FIR No. 184 of 18.07.2012.**

Under Sections: 147, 148, 149, 452, 302, 307, 436, 323, 332, 353, 437, 114, 201, 120-B, 34, 381, 382, 325 of Indian Penal Code.

Police Station : Manesar.

.....

Case committed to the Court of Sessions by the courts of Sh. Rajesh Sharma, Chief Judicial Magistrate, Gurugram vide order dated 05.03.2013, Sh. Ravneet Garg, Chief Judicial Magistrate, Gurugram vide order dated 11.07.2013, by Sh. Pracheta Singh, Judicial Magistrate Ist Class, Gurugram vide orders dated 06.12.2013.

Ajay Kumar Singh  
2017.05.17 17:25  
TRUE SCANNED COPY OF  
ORIGINAL  
PHHC Chandigarh

Reader to  
Addl Dist Jcts & Sessions Judge  
GURGAON

18/3/17

20

For Private Use  
Certified to be true copy

Incharge,  
Central Copying Agency  
(Authorized u/s 76 of Indian Evidence Act, 1872)  
High Court of Ph. & Hr., Chandigarh.

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH.

Criminal Misc. No. 10203 of 2021  
In Criminal Appeal No. D-502-DB of 2017.

Sandeep and others.

... Appellants.

Versus

State of Haryana.

... Respondent.

Ist Application under Section 389 Cr.P.C.  
for suspension of sentence of Sandeep-  
Appellant no.1 (A-102) and IInd Application  
under Section 389 Cr.P.C. for suspension of  
sentence of Suresh Kumar-Appellant No.2  
(A-113) convicts in case FIR No. 184 dated  
18-7-2012 u/s 302, 307, 147, 148, 149, 452,  
436, 323, 332, 353, 437, 114, 201, 120-B,  
34, 381, 382, 325 IPC P.S.Manesar District  
Gurugram during the pendency of appeal.

<<>>

Respectfully Showeth:

1. That in all 148 accused were tried by the court of Id.  
Addl. Sessions Judge, Gurugram for the above mentioned offences in  
an incident in which Avineesh Dev, an employee of Manesar Maruti  
Plant lost his life while several other employees working in the Union  
in Manesar Maruti Plant received injuries. This incident triggered  
on account of a minor issue with regard to the management initiating  
disciplinary against an employee of the factory namely Jiya Lal on

215 CRM-10203-2021 IN  
CRA-D-502-DB-2017

SANDEEP AND ORS  
V/S  
STATE OF HARYANA

(Through Video Conferencing)

Present: Mr. Vishal Rattan Lamba, Advocate  
for the applicants-appellants.

Mr. Kuldeep Tiwari, Addl. A.G., Haryana.

\*\*\*\*

CRM-10203-2021 IN CRA-D-502-DB-2017:

Prayer in this application is for suspension of sentence of applicants-appellants, namely, Suresh Kumar son of Sewa Singh and Sandeep son of Sube Singh.

Custody certificates of both the applicants-appellants have been received through e-mail from the counsel for the State of Haryana, which are taken on record, according to which the actual custody period of applicant-appellant, namely, Suresh Kumar son of Sewa Singh is 07 years, 02 months and 17 days, out of which the actual custody period after conviction is 03 years 01 day and 08 months; and the actual custody period of the applicant-appellant, namely, Sandeep is 07 years, 03 months and 15 days out of which the actual custody period after conviction is 03 years, 02 month and 03 days.

It is the contention of the learned counsel for the applicants-appellants that the allegations against the applicants-appellants are that they exhorted and have called upon the person to assault and not to spare anyone. He asserts that apart from this exhortation, there is no other allegation with regard to the applicants-appellants. No overt act has been attributed to them. He asserts that since the applicants-appellants have completed more than 07

CRM-10203-2021 IN  
CRA-D-502-DB-2017

-2-

years of actual custody period, out of which the actual custody period after conviction is also more than 03 years, they be granted the benefit of suspension of sentence during the pendency of the appeal as the appeal is not likely to be heard in near future. Assertion has also been made that the co-accused of the applicants-appellants, namely, Ram Bilas has been granted the benefit of suspension of sentence vide order dated 24.11.2021 passed by this Court in CRM-10201-2021 in CRA-D-503-DB-2017.

On the other hand, learned State counsel could not dispute the factual aspect as has been pointed out by the learned counsel for the applicants-appellants with regard to the role which has been attributed to them. He, however, asserts that they are the persons who had instigated and had led the persons in the process of commission of the crime and they have been convicted under Section 120-B of the Indian Penal Code and, thus, cannot run away from the liability merely because of the role, which has been attributed to them. The actual custody period and the acceptance of the application for suspension of sentence of the co-accused, namely, Ram Bilas, could not be disputed by the learned State counsel.

Having considered the submissions made by the counsel for the parties and keeping in view the allegations against the applicants-appellants, with the fact that they have completed more than 07 years of actual custody, out of which the actual custody period after conviction is more than 03 years, with the appeal not likely to be heard in near future and there being no other case against the applicants-appellants, we accept the prayer made in this application for suspension of sentence during the pendency of the appeal.

Remaining sentence of the applicants-appellants is hereby ordered to be

23

For Private Use  
Certified to be true copy  
Incharge,  
Central Copying Agency  
(Authorized u/s 74 of Indian Evidence Act, 1972)  
High Court of Pb. & Hcr., Chandigarh.

CRM-10203-2021 IN  
CRA-D-502-DB-2017

-3-

suspended during the pendency of the appeal.

Applicants-appellants, namely, Suresh Kumar son of Sewa Singh and Sandeep son of Sube Singh are hereby ordered to be released on bail subject to furnishing adequate bail/surety bonds to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate, Gurugram.

(AUGUSTINE GEORGE MASHI)  
JUDGE

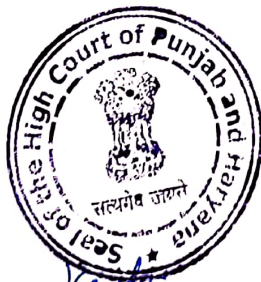
January 19<sup>th</sup>, 2022  
*rajender*

(SANDEEP MOUDGIL)  
JUDGE



RAJENDER KUMAR  
2022.01.19 19:21  
I attest to the accuracy and  
integrity of this document

Express Urgent Ordinary Petition No. 140/2011  
 Date of presentation of Application 20/01/22  
 No. of Pages of Documents 23  
 Total No. of pages issued against Petition 23  
 Per page Charges :  
 (1) Express (Initial fee Rs. 100/- upto 10 pages  
 and Rs. 10/- per page thereafter)  
 (2) Urgent (Initial fee Rs. 100/- upto 20 pages  
 and Rs. 5/- per page thereafter)  
 (3) Ordinary (Initial fee Rs. 50/- upto 10 pages,  
 and Rs. 2/- per page thereafter)  
 Total Cost Rs. 230  
 Advance Deposited 100  
 Recovery 130 Rs.  
 Registration & Postage Charges .....  
 Date of notification of the defects .....  
 Date of rectification of defects .....  
 Date of preparation of Copy 20/01/22  
 Date of Delivery of Copy 20/01/22



20/01/22

Gali  
20/01/2022