

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

**Crl. Misc. No. M-2241 of 2010**

DATE OF DECISION: January 27, 2010

Dharmender

.....PETITIONER(S)

VERSUS

State of Haryana

.....RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE AJAI LAMBA

Present: Mr. J.S. Ahalawat, Advocate,  
for the petitioner(s).

**AJAI LAMBA, J. (ORAL)**

This petition has been filed under Section 438 Cr.P.C. for bail in case FIR No. 230 dated 22.12.2009 under Section 307 IPC, P.S. Bilaspaur, District Gurgaon.

Learned counsel has argued that the vehicle caught fire on account of accident and, therefore, there is no criminal culpability involved. Learned counsel further states that father of the petitioner carried the complainant-injured to the hospital.

I have considered the arguments addressed by learned counsel. Allegation is that the petitioner was carrying a grudge against the complainant. Petrol was carried in the vehicle. After sharing a drink, the petitioner poured petrol out of the can on the vehicle and put it on fire with an intention to kill the complainant and jumped out of the vehicle. The

complainant caught fire.

Considering the nature of allegations, I do not find it a fit case to grant bail under Section 438 Cr.P.C. Gravity of offence does not entitles the petitioner to bail. It would be only after custodial interrogation that the truth can be extracted.

Petition dismissed.

27.01.2010  
shivani

(AJAI LAMBA)  
JUDGE