

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(124)

CRM-M-38844-2015

Decided on: November 18, 2015.

Deepu alias Shubham Pansotra

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Maneesh Kumar Bali, Advocate,
for the petitioner.

M.M.S. BEDI, J (ORAL)

Petitioner seeks concession of pre-arrest bail in a case of murder of Rajesh Singh registered on 14.09.2015 on the statement of complainant Raghveer Singh.

Learned counsel for the petitioner has submitted that it is a case where the petitioner and his father had received injuries and that no offence under Section 302 IPC is made out against the petitioner. He has further submitted that there is a delay of 6 days in lodging of FIR and that the deceased had died on account of cardiac arrest. He has vehemently urged that the petitioner and his other co-accused were not armed with any weapon as such the petitioner may be granted pre-arrest bail.

I have heard learned counsel for the petitioner and gone through the documents placed on record.

The petitioner on exhortion of Ramesh Kumar @ Sonu non-applicant had allegedly given a fist blow on the face of the deceased whereas his co-accused Ramesh Kumar @ Sonu had given a head injury with brick on the head of the deceased.

I have considered the contentions of learned counsel for the petitioner regarding delay in registration of FIR; prima facie contradictions in the medical and ocular version and the circumstance of petitioner being un-armed and I am of the opinion that since the investigation is at initial stage, it will not be appropriate for this Court to enter into the niceties of the trial to determine the culpability of the petitioner. The circumstances referred by the petitioner may constitute good grounds for grant of regular bail but no extraordinary exceptional circumstances exist to grant pre-arrest bail to the petitioner.

Dismissed without prejudice to the right of the petitioner to seek concession of regular bail.

(M.M.S. BEDI)
JUDGE

November 18, 2015
harsha