

CRM-M-25505-2016

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

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Date of Decision: 08.09.2016

Rasal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. P.B.S.Goraya, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab.

Mr. Manvinder Singh Bal, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.148 dated 28.06.2014, registered at Police Station Sadar Tarn Taran, District Tarn Taran, under Sections 302, 307, 323, 324, 452, 201, 148 and 149 IPC and Sections 25 and 27 of the Arms Act.

Notice of motion was issued in this case. Learned State counsel has appeared on behalf of the respondent-State. Mr. Manvinder Singh Bal, Advocate has appeared and filed power of attorney on behalf of the complainant. Same is taken on record.

I have heard learned counsel for the petitioner; learned State

counsel as well as learned counsel for the complainant and have gone

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through the record.

From the record, I find that as per the version of FIR, Pal Singh fired directly at the complainant side with his pistol and one shot hit upon the person of Lakhbir Singh, brother of the complainant, on his chest. Due to this, he fell down on the ground. When complainant's cousin, Ravinder Singh, went forward, then the petitioner gave axe blow on his head. Later on, injured-Lakhbir Singh died.

The present petitioner was armed with deadly weapon and he caused injury on the vital part of body i.e. head of injured-Ravinder Singh. I have also seen the MLR of injured-Ravinder Singh. There is Y-shaped injury on the head of the injured. As per the prosecution, the present petitioner has taken active role in the commission of the offence.

Keeping in view the nature and gravity of the offence, I do not find it a fit case where the petitioner is entitled for the benefit of regular bail.

Dismissed.

08.09.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No