

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

(215)

CRM-M-26168-2016

Decided on: August 05, 2016.

Pappu

.... Petitioner

Versus

State of Haryana

..... Respondent

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

Present: Mr. Ajay Arora, Advocate, for the petitioner.

Mr. C.S. Bakhshi, Addl. A.G., Haryana.

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

The petitioner along with co-accused Satnam Singh had allegedly assaulted deceased Gurjant Singh resulting in his death.

Learned counsel for the petitioner submits that the petitioner has only been attributed kick blow whereas the injury resulting in death, is attributed to Sukhpal Kaur. It is claimed that the petitioner has been falsely implicated in the case.

I have considered the contentions of learned counsel for the petitioner but in view of the fact that all the prosecution witnesses stand examined, it will not be appropriate for this Court to enter into the niceties of trial on appreciation of evidence and to determine prima faice culpability of the petitioner.

The petition is dismissed at this stage without appreciation of the material available on the record lest it should prejudice the right of the prosecution or the petitioner when the trial is at penultimate stage.

Dismissed without prejudice to the right of the petitioner to
raise all the pleas at the time of final arguments.

(M.M.S. BEDI)
JUDGE

August 05, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No