

CRM-M-33080-2016

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

CRM-M-33080-2016

Date of Decision: 21.09.2016

Jaswant Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. V.K.Sandhir, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.88 dated 01.09.2015, registered at Police Station Bhindi Saidan, District Amritsar, under Section 302 read with Section 34 IPC.

I have heard learned counsel for the petitioner and perused the record.

From the record, I find that FIR, in the present case, has been registered on the basis of application regarding the death of Sardool Singh. Statement of complainant-Deepo was recorded. As per the FIR, complainant-Deepo has a house in the village. They have entire land outside the village on the periphery. They have constructed a room in that land and raised foundation for construction of *Haveli*. On 23.07.2014, at about 4.00 O' Clock, Swarn Kaur went to throw cow dunk over there. When

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the complainant raised objection, Jaswant Singh gave *lalkara* as they had already hatched conspiracy and Jaswant Singh along with his four brothers and father Niranjn Singh entered in the house with weapons and injured her son Sardool Singh and Nanak Singh, who were cutting fodder at machine. It is also mentioned in the FIR that Bhajan Singh gave *gandasi* blow on the right side of the head of Sardool Singh; Bittu Singh gave *dang* blow on the left lower leg; Bhajan Singh and Bittu Singh also caused injuries to Nanak Singh and Jaswant Singh, Karnail Singh and Niranjn Singh maintained cardon. It is also mentioned in the FIR that on 23.07.2014, the complainant got her sons admitted at Guru Nanak Hospital and on 26.07.2014, they were discharged from the hospital. Due to deteriorating condition of Sardool Singh, he was again admitted at Harbhej Hospital, Amritsar on 02.09.2014; treated there and again brought at home on 04.10.2014. Her son, Sardool Singh died on 31.10.2014 due to the serious injuries.

Keeping in view the facts and circumstances of the present case and nature and gravity of the offence and in view of the facts the present petitioner has been named in the FIR and that specific role has been attributed to him, I do not find it a fit case where the petitioner is entitled for the benefit of anticipatory bail.

Therefore, finding no merit in the present petition, the same is dismissed.

21.09.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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