

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM NO. M-36071 of 2013  
Date of decision:- May 04, 2016

**Balkar Singh**

**...Petitioner...**

**versus**

**State of Haryana and others**

**...Respondents...**

**CORAM : HON'BLE MR. JUSTICE JASPAL SINGH**

Present : Mr. D.S. Malwai, Advocate  
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. Arvind Bansal, Advocate,  
for respondents No. 5 to 9.

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

**JASPAL SINGH, J.**

Through instant petition preferred under Section 482 of the Code of Criminal Procedure, Balkar Singh-petitioner has sought direction to official respondents for proper investigation with regard to the death of Chander Pati wife of Ved Parkash (mother of petitioner), who is alleged to have died due to the injuries caused by private respondents on 07.08.2013, through some independent agency or some IPS officer.

2. In response to the notice of motion, reply by way of affidavit of Sh. Ravinder Singh, Deputy Superintendent of Police (AEC), Kaithal on behalf of respondents No. 1 to 4 has been furnished.

3. A glance at the aforesaid reply-cum-affidavit transpires that a thorough inquiry was conducted and it was found that Chander Pati, mother of petitioner had not died due to the injuries alleged to have been sustained by her, in a quarrel occurred on 07.08.2013 and further that no cognizable offence is made out. Accordingly DDR No. 11, dated 18.10.2013 was recorded at Police Post Keorake. The allegation with regard to the death of Chander Pati due to injuries alleged to have been sustained could not be substantiated as she died due to illness.

4. Here, it would be pertinent to mention that after getting the autopsy conducted on the dead body of Chander Pati, the cause of death was kept pending till the receipt of report of Pathologist, which was received on 24.09.2013. After examining and analyzing the report by the Board of Doctors, they opined that the cause of death in this case is Pneumonia associated with B/L Renal Paenchymal disease as diagnosed by PGI Chandigarh (USG report VS No. 16701 and OPD Card No. 201303676654 dated 17.8.2013, associated moderate atherosclerosis of coronary arteries, which are ante-mortem in nature and sufficient to cause death in an ordinary course of life.

5. Thus, in view of the reply-cum-affidavit furnished by official respondents, instant petition has rendered infructuous and the same is dismissed as such. However, the petitioner shall be at liberty to have recourse to the other remedies available to him under the law.

**May 04, 2016**  
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**(JASPAL SINGH)**  
**JUDGE**