

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-6341 of 2016

Date of Decision: February 25, 2016

Bijender @ Bhura

.....Petitioner

Vs.

State of Haryana

.....Respondent

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

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Present:- Mr. S.K. Verma, Advocate
for the petitioner.

Mr. G.S. Salwara, DAG, Haryana.

Mr. Sudhir Hooda, Advocate.

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

Counsel for the petitioner has vehemently contended that the petitioner has not been attributed any injury on the body of deceased and that he has been attributed a kasola blow on the head of PW Kuldeep, the brother of the deceased. It has also been argued that it is a case of cross-version in which four persons on the side of the complainant have allegedly received injuries. It has also been argued that statement of PW1 Kuldeep has already been recorded and on the basis of said statement, an application under

Section 319 Cr.P.C. has been filed which is yet to be decided and it is expected that in case the said application is allowed, de novo trial would be started.

I have considered all the contentions of learned counsel for the petitioner and I am of the opinion that it will be premature at this stage to adjudicate upon the fact that it is a case of self-defence or a case where the petitioner party has exceeded their right of self-defence.

Petition is dismissed at this stage with liberty to the petitioner to approach this Court again after the lapse of some more time.

February 25, 2016
sanjay

(M.M.S.BEDI)
JUDGE