

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

**Crl. Misc. M – 16842 of 2017
Date of decision: 13.07.2017**

Rajinder Singh

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Lakhwinder Singh Mann, Advocate, for the petitioner.

Jitendra Chauhan, J. (Oral)

This is the second petition filed by the petitioner under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail in FIR No. 59, dated 18.05.2013, registered under Section 307 read with Section 34 IPC (later converted under Sections 120-B and 304-B read with Section 34 IPC) at Police Station Lohian, District Jalandhar City.

Learned counsel for the petitioner contends that the petitioner is son-in-law of co-accused Lakhwinder Kaur, who is mother-in-law of the deceased. Co-accused Lakhwinder Kaur stands acquitted under Section 304-B IPC and has been convicted under Section 306 IPC. The allegations against the petitioner are not specific.

Heard.

It is to be noticed that the petitioner had moved an application under Section 438 Cr.P.C and the same was declined vide order dated 16.09.2013. Thereafter, the petitioner was declared a proclaimed offender vide order dated 16.10.2013 and the same was stayed vide order dated 03.03.2017 by this Court. As per FIR, the co-accused was instigated by the present petitioner to set ablaze the deceased. The death was caused by the burning, however the use of petrol in setting the fire was ruled out.

Considering the conduct and antecedents of the petitioner coupled with the fact that the petitioner has successfully evaded the process of the Court, since registration of the case on 18.05.2013 and there being no fresh favourable circumstance in favour of the petitioner, the Court feels that no case is made out for grant of anticipatory bail to the petitioner.

Dismissed.

Anything observed hereinabove shall be construed as an expression of opinion on the merits of the case.

(JITENDRA CHAUHAN)
JUDGE

July 13, 2017
tripti

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