

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M No.25228 of 2017 (O&M)

DATE OF DECISION:18.07.2017

GURINDER SINGH

... Petitioner

V.

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. P.S. Paul, Advocate
for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.228 dated 24.11.2013 under sections 302/34 IPC registered at Police Station Sohana, District S.A.S. Nagar Mohali.

Learned counsel for the petitioner contends that no role is attributed to the petitioner Gurinder Singh in the FIR and he is now being sought to be arrested after 4 years of the occurrence.

Heard.

In the FIR, the complainant Jujhar Singh has clearly named Gurinder Singh (petitioner) who along with Major Singh and Karnail Singh had pushed his father and he fell down and was brought dead to the hospital. The co-accused of the petitioner namely Major Singh and Karnail Singh had been arrested and faced trial which culminated in their acquittal vide judgment of Additional Sessions Judge dated 04.08.2014. Learned counsel for the petitioner contends that the cause of death has not been established as the viscera report has not come till date.

It is apparent that challan had not been filed against the petitioner earlier as an enquiry was pending before the police officers. It is the apprehension of the petitioner that the police is now intending to file challan against the petitioner. The allegations against the petitioner are that he had pushed the deceased who fell down and collapsed and was later brought dead to the hospital. The postmortem report of the deceased indicates four injuries.

In view of the serious allegations and without expressing any opinion on the merits of the case, I do not think it is a fit case to extend the benefit of anticipatory bail to the petitioner.

Consequently, the petition stands dismissed.

July 18, 2017

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

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