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

CRM-M-28324 of 2017

Date of decision: August 09, 2017

Iqbal Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Anil Chaudhary, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.62 dated 09.04.2017, under Section 304 of Indian Penal Code, 1860, registered at Police Station Kharar, District SAS Nagar (Mohali).

The offence was committed on 08.04.2017 and the FIR was registered on 09.04.2017 next day. The petitioner assaulted the deceased in a very cruel manner. Following portion from the narration of facts in the impugned order is relevant:-

“At about 9:00 PM, when they reached near the gate of village Cholta Khurd, they asked to a passerby whether he has seen a boy, who informed them that two boys are fighting near the School of Village Cholta Khurd. Thereafter, complainant and his nephew came near above school and in the light of motorcycle, they saw that Iqbal Singh was beating Pardeep Singh and hit head of Pardeep Singh with the rod, due to which Pardeep Singh became

unconscious. When complainant asked Iqbal Singh as to why he caused injuries to Pardeep Singh, he replied that Pardeep Singh was stopping him from taking liquor, due to which he caused injuries to him. Thereafter, Iqbal Singh fled away from the spot on a motorcycle. The injured was taken to Hospital where the concerned doctor declared him brought dead.”

Petitioner ran away after assaulting the deceased. The reason for assault was that deceased was stopping the petitioner from taking liquor. There are eye witnesses in the incident. There is prima-facie case against the petitioner. Petitioner acted very cruelly.

In that view of the matter, petition stands dismissed.

(A.B. CHAUDHARI)
JUDGE

August 09, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No