

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

CRM-M-4168-2016 (O&M)

Date of decision : 26.10.2017

Kulwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Pratham Sethi, Advocate,
for the petitioner.

Ms. Gulnoor Ghuman, AAG, Punjab,
assisted by Inspector Parvinder Singh.

Mr. P.S. Ahluwalia, Advocate,
for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail to the petitioner in case FIR No.198 dated 20.12.2015, registered under Section 306 of the Indian Penal Code, (for short, 'the IPC') at Police Station Civil Lines Batala.

Learned counsel for the petitioner contends that that the petitioner has repeatedly joined the investigation and appeared before various authorities including the AIG, Amritsar and the Investigating Officer.

Learned State counsel informs that though the petitioner has joined the investigation, but he is not cooperating. The petitioner, in fact,

resorted to do videography of the police station and indulged in other activities not required to be done by him in the police station.

Heard.

Mere appearance before the Investigating Officer will not entitle the petitioner to the relief sought particularly, when he is not cooperating and trying to create record to serve his purpose particularly, when there is allegation that the record in this case i.e. the dying declaration and the suicide note have already been destroyed by the police officials at the behest of the accused including the petitioner.

Therefore, no case for grant of relief sought is made out.

Dismissed.

However, nothing noticed hereinabove shall be construed as an expression of opinion on the merits of the case.

26.10.2017
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No