

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRR No.284 of 2017 (O&M)
Date of decision:31.1.2017

Gurjant Singh @ Janta and another

... Petitioners

versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.N.P.S.Mann, Advocate,
for the petitioners
...

AMOL RATTAN SINGH, J. (Oral)

By this petition, the order summoning the petitioners and their co-accused, on an application moved by the complainant under Section 319 Cr.P.C., has been impugned, on the ground that earlier a complaint was made to the police with regard to the death of Gursahib Singh, but due to the police allegedly being in connivance with the accused, not even an FIR was eventually lodged, leading to the filing of the complaint. In the complaint, initially only Rajbir Kaur, with whom the petitioners and others are alleged to have had an illicit relationship (wife of the deceased), was arraigned as an accused by the learned trial Court, leading to the filing of the application under Section 319 Cr.P.C., after the testimony of the complainant.

The learned trial Court, after giving a very detailed background of the events leading to the death of Gursahib Singh, has opined that more

than a prima facie case is made out against the petitioners.

The learned trial Court having applied its mind judiciously and not in any casual or cavalier manner, I see absolutely no reason to interfere with the impugned order. Consequently, the petition is dismissed.

CRM No.2593 of 2017

In view of the fact that the petition has been dismissed, the question of condonation of the delay of 31 days in filing the petition is rendered academic and is not gone into.

31.1.2017
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No