

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

CRM-M No.30621 of 2018
DATE OF DECISION:27.09.2018

Indu

...Petitioner

Vs.

The State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Gagan Oberoi, Advocate
 for the petitioner.

Mr. C. L. Pawar, Senior DAG, Punjab.

DAYA CHAUDHARY, J.(ORAL)

The present petition has been filed by petitioner-Indu under Section 439 Cr.P.C. seeking regular bail in case FIR No.113, dated 13.06.2017, registered under Sections 302/34 IPC at Police Station Civil Lines, Batala, (Revenue District Gurdaspur).

Learned counsel for the petitioner submits that petitioner may also be released on bail on parity with co-accused namely Gurdev Singh who has been released on regular bail vide order dated 06.06.2018 in CRM-M No.14867 of 2018. The case of the petitioner is on equal footings.

Learned State counsel submits that death has occurred in the house of the petitioner and it cannot be said that case of the petitioner is at par with co-accused Gurdev Singh. On perusal of order dated 06.06.2018 passed in case of Gurdev Singh and the allegations made in the FIR, petitioner cannot claim parity with co-accused Gurdev Singh as he has been released on bail on the ground that deceased was working with him

and thereafter he did not return. At the most it can be said that Gurdev Singh accompanied the deceased but it cannot be said as to how Gurdev Singh was connected with the commission of offence. As per allegations levelled against the present petitioner, the death has occurred in the house of the petitioner and the petitioner cannot claim parity.

Accordingly, the petition being devoid of any merit is hereby dismissed.

27.09.2018
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(DAYA CHAUDHARY)
JUDGE

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