

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-36606 of 2017

Date of decision: January 17, 2018

Prince Preet Raju

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. R.K. Bhatia, Advocate for the petitioner.

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

Rajan Gupta, J.(oral)

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 302/34, 120-B IPC at Police Station Bullowal, District Hoshiarpur, vide FIR No.80 dated 16.06.2017.

Brief factual background of the case is that on 15.6.2017 at about 10.00 P.M., deceased Madan Lal left his house on his motorcycle for his fields. However, he did not come back. On the next morning, his dead body was found lying on the road in the area of village Phangura. On the basis of statement of one Nirmal Kaur, case was registered against some unknown persons. During investigation, it transpired that pursuant to a conspiracy hatched between Nirmal Kaur, her sons Deepak Raju, Prince Preet Raju (petitioner herein) and one Sukhdeep Singh, deceased Madan Lal was murdered by Deepak Raju and Sukhdeep Singh. Deepak Raju, Nirmal

Kaur and Sukhdeep Singh were arrested by the police. During investigation they confessed their guilt and also disclosed that petitioner was also involved in the conspiracy of murder of the deceased.

Learned counsel for the petitioner submits that name of petitioner does not figure in the FIR. He has been named by co-accused in their disclosure statements. He, thus, deserves the concession of pre-arrest bail.

I am not convinced with the plea. During interrogation of Deepak Raju, it was revealed that relations between the deceased with his wife and children were not cordial and due to this reason, his wife and sons hatched a conspiracy to cause death of Madan Lal. Keeping in view gravity of offence and manner in which it has been committed, I am of the considered view that no case for pre-arrest bail is made out.

Dismissed.

(RAJAN GUPTA)
JUDGE

January 17, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No