

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM-M-39539 of 2019

Date of decision:6.12.2019

Gurdeep Singh

... Petitioner

versus

State of Punjab

... Respondent

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

Present: Mr.Gaurav Chopra, Advocate,
for the petitioner
Mr.B.S.Sewak, Addl.AG, Punjab
...

AMOL RATTAN SINGH, J. (Oral)

Today, learned counsel for the petitioner reiterates that the petitioner, even as per his MLR, received 10 injuries, including 5 incised wounds (two on the skull and chest), 2 lacerated wounds and 3 bruises etc., whereas the injuries on the complainant were 3, including 2 incised wounds.

He further submits that though the occurrence is shown to be of 7.7.2012, the FIR at the instance of the complainant was registered on 13.7.2012, with none having come to the petitioner in the hospital to take his statement, but with the police having deliberately waited for the complainant for four days to record his statement on 12.7.2012.

However, having said that, though the conduct of the police may need to be looked into, with the SSP, Tarn Taran, to go into it and to file his own affidavit as regards the investigation conducted in the light of what has been observed hereinabove, the petitioner having remained absent from the trial Court for about six long years, I see no reason to admit him to bail

at this stage.

Consequently, this petition is dismissed and is kept alive only for the purpose of getting an affidavit of the SSP on record, as to whether the contentions made by learned counsel for the petitioner today are found to be correct by him, and as to the investigation carried.

For that purpose, adjourned to 7.1.2020.

If, upon the arrest of the petitioner he is produced before the trial Court, any application filed by him under the provisions of Section 439 of the Cr.P.C. shall be dealt with very expeditiously.

6.12.2019
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No