

**216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-4005-2020
Decided on : 17.12.2020

Gurpreet Singh Petitioner

Versus

State of Punjab Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. N.L.Sammi, Advocate
for the petitioner.

Mr. Sukhbeer Singh, DAG, Punjab.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.63 dated 18.07.2019 registered under Sections 302 IPC,1860 at Police Station Kheri Gandian District Patiala.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the FIR in question for causing the death of his father with a soti blow on his head. It has been further submitted that in fact the petitioner was suffering from a neurological disorder for which the opinion of the Medical Board of PGI, Chandigarh was also sought and in the light of his medical condition he could not have committed the alleged crime. Hence, a prayer has been made for extension of concession of regular bail to the petitioner.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner on instructions from ASI Shyam Lal has submitted that though the challan has been filed in the instant case, charges

are yet to be framed. Learned State counsel has drawn the attention of this Court to the report of the Medical Board of PGI, Chandigarh dated 10.09.2019 (Annexure P-4) wherein the petitioner was diagnosed with only alcohol dependence syndrome and tobacco dependence syndrome and not any neurological disorder.

Heard.

Prima facie there are serious allegations levelled against the petitioner for which he does not deserve the concession of regular bail. Accordingly, the present petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

17.12.2020

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