

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15172-2020
Date of Decision: 16.11.2020

Rajvir Singh

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. M.S. Sidhu, Advocate, for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab.

Mr. G.S. Sandhu, Advocate, for the complainant.

HARNARESH SINGH GILL, J.

Case is taken up for hearing through Video Conferencing.

The petitioner seeks grant of regular bail in case bearing FIR No. 61 dated 19.06.2019 under Section 302 IPC registered at Police Station Sadar Kotkapura, District Faridkot.

Learned counsel for the petitioner states that the occurrence in this case took place at the spur of the moment resulting into the death of the petitioner's natural father. He further states that the petitioner did not have any intention to kill the deceased and the offence having been committed in a fit of rage, would at the most fall under Section 304 IPC and not under Section 302 IPC. While referring to the fact that the petitioner has been behind bars for nearly 1-1/2 years and there

is no likelihood of the trial concluding anytime soon due to Covid-19 prevailing situation, a prayer is made to enlarge the petitioner on bail.

On the other hand, learned State counsel assisted by the counsel for the complainant, states that the charge in this case has already been framed under Section 302 IPC. While vehemently opposing the prayer for bail, he states that the offence is grave in nature in which the petitioner has killed his natural father, which disentitles him grant of any concession of regular bail.

I have heard learned counsel for the parties.

Taking into consideration the gravity of the offence and the fact that the petitioner has killed none other than his natural father, no case is made out for grant of concession of regular bail to the petitioner.

Hence, the present petition is dismissed.

16.11.2020
ds

(HARNARESH SINGH GILL)
JUDGE

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