

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

CRM-M-18489-2020
Decided on : 24.08.2020

Darshan Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Tarun Vir Singh Lehal, Advocate
for the petitioner.

Ms. Monika Jalota, 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.43 dated 24.09.2017 registered under Sections 365 and 120B IPC (Sections 302 and 201 IPC added later on) at PS Ghanie Ke Bangar District Gurdaspur.

Learned counsel for the petitioner inter alia contends that the petitioner is a 66 years old man and has been falsely implicated only on account of there being some dispute between the petitioner and his family with the son-in-law of the complainant. He further contends that the only role attributed to him in the FIR in question is that he advised his son co-accused Ranjit Singh to eliminate the deceased Amarjit Kaur, who was allegedly having illicit relations with him. He further contends that the petitioner is behind bars since 01.02.2020 and till date only challan has been presented in the instant case. Hence, the concession of regular bail be extended to the petitioner.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has apprised this Court that the dead body of deceased Amarjit Kaur was thrown into the canal by the co-accused Ranjit Singh at the behest and in connivance of the petitioner and his other family members and the dead body could not be recovered as there was a likelihood of it having flown towards Pakistan. She has further apprised this Court that the petitioner absconded during the pendency of the trial and subsequently was declared Proclaimed Offender on 18.11.2019. Thereafter, the petitioner could be arrested only on 01.02.2020.

Heard.

Prima facie, there are serious allegations against the petitioner in the FIR in question coupled with the fact that he was declared a proclaimed offender during the trial. In the circumstances, no ground for extending the concession of regular bail is made out.

Accordingly, the present petition stands dismissed. However, anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

24.08.2020

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Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No