

CRM No. M-50818-2019

Date of Decision : 21.01.2020

Lachhman Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Narinder Singh Dadwal, Advocate for the petitioner.

Ms. Jasleen Kaur, AAG, Punjab.

VIVEK PURI, J.(Oral)

Heard and record perused.

Briefly, as per the allegations putforth in the FIR bearing No. 09 dated 07.01.2019 under Section 302/34 IPC registered at Police Station Sidhwan Bet, Ludhiana Rural on the basis of the statement of Basant Singh. It has been alleged that Jagsir Singh armed with Toka Iron, Chamkaur Singh armed with Stick, Satnam Singh armed with Stick, Lachhman Singh armed with Stick out of their house. Satnam Singh exhorted and Jagsir Singh inflicted Toka Iron blow above the eye-brow on the forehead of Pritpal Singh, another Toka Iron blow was inflicted on back side of the head and Pritpal Singh fell down. Chamkaur Singh, Satnam Singh and Lachhman Singh inflicted injuries by means of respective sticks on the person of Pritpal Singh while he was lying. Jagsir Singh gave number of Toka Iron blows on the person of Pritpal Singh. They dragged Pritpal Singh who fell in the room and the room was bolted from outside.

It has been stated by the learned counsel for the petitioner that the fatal injury has not been attributed to the petitioner. The eye-witnesses have

of occurrence.

On the contrary, it has been pointed out by the learned State counsel that the petitioner was armed with stick and there were nine injuries on the person of the deceased and eye-witnesses have supported the prosecution version during the course of trial.

It will be too early to accept the version as sought putforth by the petitioner that he was not present at the spot. He has been specifically named in the FIR. Injuries by means of stick have also been attributed to him. The stick blows were inflicted by him after the blows by means of Toka Iron were inflicted by the co-accused on the head of Pritpal Singh. The petitioner has played an active role in the commission of crime. The murder has been committed by the petitioner and his co-accused while they were sharing common intention.

In such circumstances, without making any further comments upon the merits of the case, the present petition is dismissed.

21.01.2020
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned?

Yes

Whether reportable?

No