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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.24458 of 2021(O&M)
Date of Decision: 06.07.2021**

**Balwinder Singh @ Binder
Vs**

.....Petitioner

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. S.S. Bhinder, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl., A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular under Section 439 Cr.P.C in his second attempt in case bearing FIR No.24 dated 12.03.2017 registered under Sections 302, 307, 148, 149, 120-B IPC and Section 25 of the Arms Act at Police Station Baretta, Distric Mansa.

Earlier CRM-M No.51184 of 2019 was got dismissed as withdrawn on 09.11.2020.

As per allegations, on the day of occurrence at about 10:20 AM, Binder Singh, President of Truck Union, Gurpreet

Singh Sidhu, Jaspreet Singh @ Goldy, Parveen Singh and 4 other unknown persons came in the court yard of truck union duly armed with weapons. Gurpreet Singh raised lalkara. Thereafter, Jaspreet Singh @ Goldy took out a pistol and fired upon Rai Tajinder Singh, hitting him on his left ear. Binder Singh took out a pistol and fired upon Rajinder Kumar, hitting him on the backside of his ear. Both the injured fell down. Sukhwinder Singh raised alarm. Thereafter, Parveen Singh took out a pistol and fired upon Sukhwinder Singh, hitting him on his left shoulder. Sukhwinder Singh also fell down. Thereafter, Jaspreet Singh @ Goldy and the petitioner did other firing also. Unknown persons caused injuries with iron rods to Sukhwinder Singh in lying condition. Rai Tajinder Singh and Rajinder Kumar died in the occurrence of open firing done by Jaspreet Singh @ Goldy and Binder Singh.

Looking to the allegations and gravity of offence, in which two deaths have taken place, I deem it appropriate to dismiss the present petition.

Dismissed.

(RAJ MOHAN SINGH)
JUDGE

06.07.2021

Prince

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No