

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10809-2022
Reserved on: 02.08.2022
Pronounced on: 15.09.2022

Jaskaran Singh alias Machhi ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. N.S. Dandiwal, Advocate for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
81	21.05.2021	Nihal Singh Wala, Distt. Moga	323, 323, 34 IPC (Section 304 IPC added later on)

1. The petitioner, incarcerated upon his arrest in the FIR captioned above, came up before this Court under Section 439 of Code of Criminal Procedure, 1973 (CrPC) seeking bail.
2. In paragraph 20 of the bail petition, the accused declares that he has no criminal antecedents.
3. The complainant version is that the petitioner hit the deceased with reverse side of the axe, and primarily due to such blow, led to his death.
4. Ld. Counsel for the petitioner contends that the pre-trial incarceration would cause an irreversible injustice to the petitioner and family.
5. Ld. counsel representing the State opposes bail.

REASONING:

6. As per para 3 of the reply, the fatal injury is attributed to the petitioner. Given the nature of allegations, and injuries inflicted by the petitioner, coupled with the other factors peculiar to this case, and an analysis of the allegations and evidence collected does not warrant the grant of bail to the petitioner.

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7. Any observation made hereinabove is neither an expression of opinion on the merits of the case nor shall the trial Court advert to these comments.

Petition dismissed. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

15.09.2022
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Whether speaking/reasoned:	Yes
Whether reportable:	No.