

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

CRM-M-41192-2021 (O&M)

Date of decision: 10.01.2022

Parminder Bhatia @ Parminder Singh @ Harpinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 43 dated 21.02.2020, registered under Section 302 IPC and Section 25 of the Arms Act, 1959 at Police Station Phillaur, District Jalandhar.

It is stated on behalf of the petitioner that the FIR was registered on the statement of complainant Satpal with the allegations that Ram Pal, who is the only son of his brother Hardev Ram, had died about six years ago, was also known as Sunil Kumar @ Sheela. After the death of his brother Hardev Ram, his wife Sunita Rani has been living in Phagwara near her old village due to mental illness. It is further stated that the complainant's nephew Ram Pal @ Sunil Kumar @ Sheela had been working as a barber at a salon in village Palahi for the last one and a half year. He used to live with Satwinder Singh in his house in village Ladhar Kala. At the time of incident, the complainant found that his nephew has been shot

dead by someone. He reached at the spot and found that the dead body of his nephew was lying in a pool of blood near the wheat field having deep wounds on his chest, side of the heart and near his navel. Later on, the police recorded the supplementary statement of complainant Satpal, in which he has stated that the deceased has developed relationship with Rajwinder Kaur, wife of the present petitioner Parminder Singh and the petitioner had threatened his nephew to kill him and he has been killed by the petitioner.

It is further stated that the petitioner was declared a proclaimed offender on 02.02.2021 by the SDJM, Phillaur and he came to know about the pendency of the present FIR later on.

Learned State counsel, on the basis of the affidavit of the Investigating Officer, has argued that during investigation, it has come, on the basis of the supplementary statement of the complainant recorded on 18.03.2020, that his nephew Ram Pal @ Sunil Kumar @ Sheela was working in a salon with one Rajwinder Kaur and petitioner Parminder Singh used to prevent him from communicating with Rajwinder Kaur and even threatened to kill him and on account of this illicit relationship, Ram Pal @ Sunil Kumar @ Sheela has been killed. It is further stated in the affidavit that as per the opinion of the doctors, two fire arms bodies were found in the dead body and the fire arm was used in close proximity in case of wound No. 2. The police has recovered an empty cartridge at the spot and as per FSL report, the said cartridge was used with a firearm which can fire 0.315 inch cartridge. It is further stated that deceased was having mobile number 83606-97707, whereas as per call details of this phone number, it was found that he had made more than hundred phone calls with mobile number

82644-22588, which belongs to said Rajwinder Kaur and the call details have been preserved.

Learned State counsel further submits that the petitioner has been declared a proclaimed offender on 02.02.2021 and he is evading his arrest.

After going through the records as well as the scientific evidence, without expressing any opinion of the merits of the case, I do not find any ground to grant the concession of anticipatory bail to the petitioner as there are serious allegations against him.

Accordingly, the present petition is dismissed.

10.01.2022
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No