

2023:PHHC:128801

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

106

CRM-M-49945-2023

Date of decision:-04.10.2023

Balkar Singh @ Jagga

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA.

Present:- Mr. J.S. Sandhu, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA J. (ORAL).

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C. in case FIR No.80 dated 23.06.2023, registered at Police Station City Zira District Ferozepur, Punjab, under Sections 302, 323, 120-B and 34 of IPC (Section 302 of IPC converted in Section 304 of IPC later on).

FIR was lodged on the statement of Buta Singh son of Sher Singh as per which his elder son Harmanpreet Singh (since deceased) had developed illicit relationship with Chinderpal Kaur wife of Gora Singh. It is alleged that in the intervening night of 17/18.06.2023, said Chinderpal Kaur by hatching conspiracy, called Harmanpreet Singh at her house and caused multiple internal injuries to him. On 18.06.2023 at about 5 A.M., complainant saw his son Harmanpreet Singh lying in the street in the injured condition. Harmanpreet Singh was taken to the hospital. On the way, he disclosed that Chinderpal Kaur had caught hold him from hair and thrown on floor and her husband-Gora Singh and his brother Balkar Singh @ Jagga had given kick blows to him. Petitioner Balkar Singh @

Jagga had also given multiple kick blows in his stomach. During treatment said Harmanpreet Singh expired.

It is contended by learned counsel for the petitioner that only attribution to the petitioner is that he has given kick blows and so, he has been falsely implicated in the present case.

After going through the contents of the FIR, this Court finds the present case to be unfit for anticipatory bail having regard to the fact that petitioner has been specifically named to the one of the assailants in the FIR. He even has been so named by the deceased prior to his death.

Dismissed.

(DEEPAK GUPTA)
JUDGE

04.10.2023
shweta

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No