

S. No.104

2024:PHHC:056558

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

CRM-M-20518 of 2024

Date of Decision:25.04.2024

Ranjit Singh @ Kala

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gurinder Singh Dhot, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 438 Cr.P.C., petitioner prays for grant of anticipatory bail in case FIR No.23 dated 24.03.2024 registered under Sections 304, 147 and 149 IPC at Police Station Banur, District SAS Nagar (Mohali).

FIR was lodged on the statement of Gursimranjit Singh, as per which, petitioner – Ranjit Singh alias Kala along with Surinder Singh, Sarabjeet Singh, Harvinder Singh alias Laali, Kamaljeet Singh alias Kamla and other unknown persons came to the house of the complainant and gave beatings to him and Amandeep Singh. Mother of the complainant fell on him in order to rescue him from the clutches of the assailants but the said assailants including the petitioner gave beatings not only to the complainant but also to his mother, namely, Kamaljeet Kaur and Amarjeet Singh. The condition of the mother of the complainant Kamaljeet Kaur became serious. She was taken to the hospital where she was declared brought dead.

Learned counsel contends that the dispute had taken place on the matter of parking of the car on a round-about and that after listening the noises, Kamaljeet Kaur had come out of the house; that there is no specific attribution to

the petitioner, who has been falsely implicated; that after registration of the FIR, even the complainant verified the actual cause of death and gave affidavit dated 20.04.2024 (Annexure P.2) to the effect that there was no role of the assailants named in the FIR, in the death of his mother. Learned counsel further contends that the petitioner is ready to join the investigation; that Investigating Agency has blindly registered the case Section 304 IPC though no injury was found on the body of the deceased.

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab, accepts notice on behalf of the respondent- State.

Learned State Counsel has opposed the petition by pointing out towards the contents of the Post Mortem Report dated 25.03.2024 (Annexure P.3) which would reveal that there were bluish red discoloration present over face, shoulder, supramammary region, arms, sides of trunk and back of legs of the deceased. The number of bluish red discoloration present over various parts of the body of the deceased, support the contents of the FIR to the effect that mother of the complainant, i.e. deceased – Kamaljeet Kaur was caused injuries by the petitioner and others.

After going through the paper book and hearing both the sides, this Court is not inclined to grant anticipatory bail to the petitioner.

Dismissed.

April 25, 2024
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No