



CRM-M-50552-2024

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

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CRM-M-50552-2024

Date of decision: 20th January, 2025

Hardeep Singh @ Deepu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Anupam Bhanot, Advocate for the petitioner.

Ms. Swati Batra, Deputy Advocate General, Punjab.

MANISHA BATRA, J (ORAL):-

The instant one is the second petition for grant of regular bail in case arising out of FIR No.180 dated 12.11.2019 registered under Section 302 read with Section 34 of IPC at Police Station Sadar Nakodar, District Jalandhar. His previous bail petition bearing CRM-M-25332-2020 had been dismissed as withdrawn on 29.09.2020.

2. Brief facts of the case relevant for the purpose of disposal of this petition are that the aforementioned FIR had been registered on the basis of statement recorded by complainant Parvinder Singh that his brother Jatinder Singh had shifted to Italy about 12 years back. He had come to his native village on 11.11.2019. On the same day, he had gone to visit the present petitioner with whom he was having friendly relations. Since he did not return for long time, the family of the complainant started making search



for his brother and on entering the house of the petitioner, he was found lying on bed. Co-accused Kannoj was standing besides him. The complainant along with his uncle took his brother to Nakodar Hospital, as his condition seemed critical and he was declared to be brought dead. While alleging that the petitioner and the co-accused Kannoj had murdered the victim, he prayed for taking action in the matter.

3. As per the further allegations, after registration of FIR, investigation proceedings were initiated. The post-mortem examination of the dead body and inquest proceedings were conducted. As per the chemical examination report, the death had occurred due to consumption of morphine. A syringe was recovered from the house of the petitioner. The petitioner was arrested on 15.11.2019. He suffered a disclosure statement to the effect that the co-accused Kannoj had brought some intoxicant substance to his house on being called by him and then by mixing that substance with some liquid and his de-addiction drugs, he had prepared an injection and had injected the same on the left arm of the victim, who had immediately become unconscious. He had called two doctors, who had advised him to take the victim to some doctor but he did not do so. The co-accused was also arrested.

4. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. Investigation has been concluded. Trial is likely to take time. He is in custody since long. A false story of recovery of syringe has been planted upon him. No injuries were found on the dead body of the victim. Infact, the death of victim occurred due to overdose of



drug by himself. He had made efforts to save his life when immediately after entering into his room, he had collapsed on bed. No useful purpose would be served by detaining him in custody anymore. Therefore, it is urged that the petition deserves to be allowed.

5. Status report has been filed. Learned Deputy Advocate General, Punjab has argued that there are serious and specific allegations against the petitioner who had administered an injection containing overdose of intoxicating substance i.e. morphine resulting into instantaneous death of the victim. The victim had died a homicidal death. Trial has commenced. There is nothing on record to show that there would be any undue delay in conclusion of the same. The petitioner has criminal antecedents as two more criminal cases were registered against him. There are chances of his absconding if extended benefit of regular bail. Therefore, it is urged that the petition does not deserve to be allowed.

6. I have heard learned counsel for the parties at considerable length and have gone through the record carefully.

7. The petitioner is alleged to have caused homicidal death of the victim by administering him an injection containing drugs laced with overdose of intoxicating substance on the day of occurrence. Trial is going on. Substantial number of witnesses stand examined. Keeping in view the nature of the allegations levelled against him, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case but without meaning to make any comment on the merits thereof, I am of the considered opinion that the petition does not deserve to be



allowed. Accordingly, the same is dismissed.

8. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

20th January, 2025
Parveen Sharma

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No