

State Vs Satpal Singh, CHI No. 112

Present:- APP for the State.
Accused on bail with counsel Sh. A.K. Garg Adv.

Heard. It is argued by the Ld. APP for the state that offence under Section 308 IPC is made out as complainant has alleged that accused Satvir Singh has given two iron pipe blows on the head of Amandeep Singh with the intention to kill him and therefore, offence under Section 308 IPC is made out. But his contention is not tenable because there is no opinion of the doctor regarding injury No. 2 of injured Amandeep Singh, as to whether the same which is dangerous to life or whether the same was grievous in nature. In fact it is mentioned in the report under Section 173 Cr.P.C that Amandeep Singh has suffered statement that he did not want to get examined injury No. 2 from the doctor and he was alright . So no ground is made out to frame the charge under Section 308 IPC against the accused.

Heard. Documents perused. Prima facie case u/s 325,323,352,201,34 IPC is made out against the accused, for which, the accused have been chargesheeted, to which they pleaded not guilty and claimed trial. PWs at serial No. 2 to 5,8,10,16 mentioned in the list of witnesses be summoned for 05.01.2017. Evidence of witness No. 8,10 and 16 shall be recorded through VC.

Dt. 22.09.2016

T.P.S.Randhawa, PCS
SDJM, Moonak.