

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

CRM-M-1697 of 2015

Date of Decision: May 18, 2015

Gurmeet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Ms. Satwant Mehta, Advocate
for the petitioner.

Mr. J.S. Brar, AAG, Punjab assisted
by ASI Nirmal Singh, PS Valtoha.

Mr. Vikas Gupta, Advocate
for the respondent No.2.

FATEH DEEP SINGH, J.

Heard.

The allegations against the petitioner-husband in this anticipatory bail application filed under Section 438 of the Code are that on 11.6.2014 around 8/9 PM, when the complainant-injured Amandeep Kaur, wife of the petitioner was in her matrimonial home, the petitioner armed with Kirpan alongwith his co-accused non-applicants Sulakhan Singh armed with wooden bat, brother-in-law Mohinder Singh armed with Dang and sister-in-law Baljit Kaur alias Geeto empty handed came altogether and assaulted the complainant.

The accused has been attributed seven injuries on different parts of body including the head out of which injury

on the left forearm is opined to be grievous and one of the injuries on the head is bone deep on the parietal region. The contention of the petitioner's counsel that the injury on the head is non grievous whereas the grievous injury is on non vital part of the body has been controverted by the State counsel that the number of injuries which are by the variated weapons shows the manner of assault. There are specific allegations against the petitioner and his custodial interrogation is essential for recovery of the weapon of assault and for comprehensive investigation which are at initial stage together with the settled law that provisions of Section 438 of the Code are to be used sparingly. No case for concession of anticipatory bail is made out, the bail application as such stands dismissed.

(FATEH DEEP SINGH)
JUDGE

May 18, 2015
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