

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

CRM-M-20551-2015
Date of decision: 28.7.2015

Lakhbir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Vaibav Sehgal, Advocate for the petitioner.
Mr. Shilesh Gupta, Addl. Advocate General, Punjab.

Rajan Gupta, J.

This order will dispose of two petitions i.e. CRM-M-20551 of 2015 filed by Lakhbir Singh seeking pre-arrest bail and CRM-M-19896 of 2015 filed by Manpreet Singh @ Manu (wrongly shown as Manjit Singh in the FIR), seeking regular bail, in a case registered against the petitioners under sections 307, 323 read with Section 34 IPC at Police Station Nakodar, District Jalandhar, vide FIR No.89 dated 16.4.2015.

Learned counsel for the petitioners submits that no offence under section 307 IPC is made out. Petitioners have been falsely implicated. They, thus, deserve concession of bail.

Prayer has been vehemently opposed by the learned State counsel.

I have heard learned counsel for the parties and given careful thought to the facts of the case.

FIR was lodged on the statement of Ram Dass. He stated that he is a Homeguard employee. On 15.4.2015, he was returning from his duty. At about 8.00 P.M., when he reached near market of Bus Stand, Uggi, an open jeep came on the spot. Four persons seated therein were quarreling with a motorcyclist. He tried to intervene. However, they got furious and assaulted the complainant. Petitioner Lakhbir took out a *Gandasi* from the jeep and gave a blow on his head. Petitioner Manpreet Singh @ Monu gave a rod blow on his head. Other two accused also gave injuries to the complainant. Plea for bail has been rejected by the trial court on the ground that complainant being a member of disciplined force, tried to pacify the parties. However, serious injuries were caused to him by the accused. Under the circumstances, no case for grant of either pre-arrest bail or regular bail to the petitioners is made out.

Both the petitions are hereby dismissed.

(RAJAN GUPTA)
JUDGE

28.7.2015
'Rajpal'