

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-26527 of 2015

.....

Date of decision:14.8.2015

Sahrn

...Petitioner

v.

State of Haryana

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Satish Chaudhary, Advocate for the petitioner.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.282 dated 10.7.2014 registered for the offences under Sections 323, 506, 34, 325 and 307 IPC at Police Station Punhana, District Mewat.

I have heard learned counsel for the petitioner and have gone through the record.

From the record, I find that the FIR in the present case has been registered on the statement of Khalid Idrish. As per the FIR, the complainant's father Nasru and Jameel exchanged hot words at the time of prayer in the Mosque at about 6.00 p.m. Jameel along with other co-accused including the present petitioner armed with 'Lathis' and iron rods came to the house of the complainant and Jameel hit over his head with iron rod with intention to kill him and Mustafa hit the complainant's head with

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`Lathi' and Taufik armed with `Lathi' hit complainant on waist. Though no specific injury has been attributed to the present petitioner in the FIR, but he is named in the FIR and all the accused are stated to be armed with `Lathis' and iron rods. Further more, the present petitioner has already been declared proclaimed offender in the present case.

Therefore, keeping in view the facts and circumstances of the present case, nature and gravity of the offence and in view of the fact that he has been already been declared proclaimed offender and is absconding and further that he is required for custodial interrogation, I do not find it a fit case where the present petitioner is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in this petition, the same is dismissed.

August 14, 2015.

(Inderjit Singh)
Judge

hsp