

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-36384 of 2015
Date of Decision:-21.10.2015

Ram Sharan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE SHEKHER DHAWAN

Present:- Mr. Sarju Puri, Advocate,
for petitioner.

SHEKHER DHAWAN, J.

Present petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.73 dated 29.09.2015 under Sections 307, 324, 323, 380, 427, 148, 149 IPC, Police Station City Banga, District S.B.S. Nagar.

Relevant facts of the case that on 28.09.2015 at about 1.30 PM, Vinod Kumar was present in the clinic of his father. At that time present petitioner Ram Sharan and Gurpreet @ Gopi armed with *Kirpans* and Jinder armed with a *dattar* besides two other unknown persons armed with base ball bats and three other young persons armed with base ball bats entered the shop of Vinod Kumar and on the exhortation of Ram Sharan that Vinod Kumar be taught a lesson for entering into love marriage with his daughter Baljit, the co-accused assaulted Vinod Kumar. As per medical report Vinod Kumar sustained 13 injuries on his person including 8 caused with sharp edged weapons and out of which 2 injuries have since been declared

grievous in nature attracting Section 326 IPC.

Learned counsel for the petitioner submits that Vinod Kumar had performed marriage with Baljit Kaur against the wishes of the families and as such petitioner was falsely implicated in this case. He was not present at the time of alleged occurrence and the allegations against him are of raising *lalkara* only after entering the clinic of the complainant. So, petitioner be released on anticipatory bail.

Having considered the facts that injured Vinod Kumar had sustained 13 injuries out of which 8 injuries are with sharp edged weapons and 2 being grievous in nature and present petitioner was named in the FIR. More so, petitioner was present at the spot also. Therefore, his custodial interrogation would be required. No case is made out for release of petitioner on anticipatory bail.

Present petition stands dismissed.

October 21, 2015

msd

(SHEKHER DHAWAN)
JUDGE