

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1. CRM No.M-43280 of 2014
Date of Decision: January 12, 2015

Aman Petitioner

vs.

State of Punjab Respondent

2. CRM No.M-43329 of 2014
Date of Decision: January 12, 2015

Master Sanjeev Petitioner

vs.

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. D.S. Pheruman, Advocate for the petitioner.
Mr. Nikhil K. Chopra, Deputy Advocate General, Punjab.
Ms. Ravinder Kaur Manaise, Advocate
for the complainant.

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh J.(Oral)

This order will dispose of two criminal petitions bearing CRM Nos.M-43280 and 43329 of 2014, arisen out of the same FIR.

Both petitions have been filed by the petitioners for seeking anticipatory bail in case FIR No.161, dated 04.10.2014, under Sections 307, 326, 323, 324, 380, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station City Batala, District Gurdaspur.

The allegations levelled in the FIR would show that complainant Hira Lal had taken two of the injured, namely Bhakk @ Rama

and Raman to the Civil Hospital, Batala, for providing first aid. It was about 10.00 p.m. There several other persons including the present petitioners armed with *datar*, sword, iron *khanda*, handle of *kassi* etc. entered the emergency ward of the Civil Hospital, Batala. Master Saneev gave a *datar* blow on the right side of the head of the complainant whereas Aman gave sword blow on the back side of his right arm above the elbow. Other accused are stated to be given other injuries on the person of the complainant.

Learned counsel for the petitioners contends that the injuries attributed to the present petitioners were on non-vital part and were simple in nature and the grievous injuries were only on the fingers.

However, keeping in view the fact that a large number of persons armed with deadly weapons entered the emergency ward of the Civil Hospital, Batala at 10.00 p.m. i.e. quite late hours and caused injuries, goes to show that the offence cannot be taken lightly.

In the given circumstances, it is not a fit case for grant of anticipatory bail to the petitioners. Therefore, there is no ground to exercise extra ordinary powers for grant of anticipatory bail.

Accordingly both the petitions stand dismissed.

January 12, 2015
sarita

(KULDIP SINGH)
JUDGE