

101 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-5709 of 2015
Date of decision : 26.2.2015

Mukwinder Singh
v.
State of Punjab

Petitioner

Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Jasmandeep, Advocate for the petitioner

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JITENDRA CHAUHAN,J.

1. The present petition has been filed under section 438 Cr.P.C, for grant of anticipatory bail to the petitioners in case FIR No. 95, dated 2.9.2009, registered under sections 308, 324, 148, 149 IPC, registered at P.S, Rajasansi Airport, District Amritsar.

2. Learned counsel for the petitioner contends that in the enquiry conducted by the police, the petitioner was declared innocent and the offence under section 307 IPC was also converted under section 308 IPC. The parties belong to the same village. Petitioner is the Ex-Sarpanch and the complainant-party is the Sarpanch of the village-Sachandar. The FIR is the result of political rivalry.

3. Heard.

4. A perusal of the file shows that complainant-

Jagtar Singh sustained head injury. As per the MLR, injured Jagtar Singh was examined on 2.9.2009 and the doctor described a wound of 4 cm x 1 cm on the left side of skull 12 cm above of left pinna. Petitioner is the main accused and he has caused said injury on the person of the complainant.

5. Keeping in view the above, and without commenting on the merits of the case, no case for grant of bail under section 438 Cr.P.C is made out. Dismissed.

(JITENDRA CHAUHAN)
JUDGE

26.2.2015
MS