

CRM-M-9884 of 2015

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-9884 of 2015
Date of Decision: 20.04.2015

Sandeep

....Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. R.S. Dhull, Advocate
for the petitioner.

Ms. Mahima, AAG, Haryana.

SNEH PRASHAR, J.(Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure (Cr.P.C.) for grant of anticipatory bail to the petitioner in case First Information Report No.275 dated 28.04.2009, under Sections 323, 324, 325, 326, 307, 452, 506, 148 and 149 of the Indian Penal Code registered at Police Station, City Jind, District Jind.

2. The accusation which led to registration of First Information Report in question were that on 28.04.2009 at about 6:00 pm the petitioner alongwith 10-12 boys armed with weapons entered into Vend of Amit Kumar-complainant and inflicted injuries on Vicky and Babli with wooden binda, sword and iron rod etc. Both the injured were admitted to hospital in unconscious state Babli suffered serious injuries and was referred to PGI Rohtak.

3. It was submitted on behalf of the petitioner that he was not

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named in the First Information Report. At the first instance some of the accused were arrested and were acquitted vide judgment dated 01.10.2009 on the said state of facts. Nothing is to be recovered from the petitioner and as such he be given the benefit of anticipatory bail.

4. The petitioner had been absconding for the last five years since he could not be arrested and declared proclaimed offender. The acquittal of the co-accused of the petitioner is of no advantage to the petitioner.

Considering the facts and circumstance of the case and conduct of the petitioner, in my opinion, the petitioner is not entitled to the concession of anticipatory bail and the instant petition is dismissed accordingly.

April 20, 2015
rashmi

(SNEH PRASHAR)
JUDGE