

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH.**

**CRM-M No.10780 of 2016(O&M)**

**Date of Decision:-16.05.2016**

**Kaka Singh @ Sukhwinder Singh.**

.....Petitioner.

Versus

**State of Punjab.**

.....Respondent.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH**

Present:- Mr. Siddharth Gupta, Advocate for the Petitioner.

Ms. Rimplejit Kaur, Assistant Advocate General, Punjab  
assisted by HC Amritpal Singh.

Mr. P.K.S. Phoolka, Advocate for the Complainant.

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**JASWANT SINGH, J.(ORAL)**

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner-Kaka Singh @ Sukhwinder Singh in case FIR No.75 dated 20.10.2015 for offences punishable under Sections 452,324, 323, 148, 149 Indian Penal Code (Section 307 IPC added later on) registered with Police Station Phul, Distt.Bathinda.

Complainant Chamkaur Singh is brother in law (*Jija*) of the present accused. There is a matrimonial dispute between the complainant and his wife Kamaljit Kaur i.e. sister of the present accused, who admittedly has filed a petition for maintenance.

It is averred that on the day of occurrence i.e. 19.10.2015 at

9.15 pm a quarrel in the matrimonial home had taken place resulting into causing of injuries to Kamaljit Kaur and her minor son Vinay Preet Singh, as per MLR P-4 (colly.).

Allegation against the petitioner is that he was summoned by the wife and thereafter he is alleged to have inflicted blows on the head and right ear of the complainant from the reverse side of his sword.

Learned State Counsel assisted by HC Amritpal Singh submits that the petitioner has joined investigation but refused to cooperate. She further states that as per the MLR the complainant has suffered six injuries and injury no.1 attributed to the petitioner on the head has been opined dangerous to life and other one on the right ear has been opined to be grievous in nature.

Learned Counsel for the complainant points out that due to the injury on the head injured has suffered a nerve damage affecting his walk.

Keeping in view the nature of the injuries and the gravity of offence, no case for grant of anticipatory bail to the petitioner is made out.

Dismissed.

**( JASWANT SINGH )**  
**JUDGE**

**May 16, 2016**  
Vinay