

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

CRM-M No.33569 of 2016.

Decided on:-22.11.2016.

Rajesh Kumar @ Rajesh Kaka.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Raman Mohinder, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA, J.

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.157 dated 10.07.2016 under Sections 353, 186, 204, 148 and 149 IPC registered at Police Station City-1, Abohar, District Fazilka.

Learned counsel for the petitioner has argued that the petitioner was a patient and was admitted in the hospital as he had received injuries from the accused named in FIR No.158 dated 10.07.2016 under Sections 341 and 323 read with Section 34 IPC registered at Police Station City-1, Abohar, District Fazilka. The complainant-doctor, who is habitual of taking intoxicants and when the petitioner was lying on the bed in the hospital, the doctor had not conducted examination of the petitioner. He has further argued that the petitioner was attended after six hours of his admission in the

hospital.

On the other hand, learned State counsel has argued that the petitioner had obstructed the doctor from discharge of his public duty. The complainant-doctor was interrupted by the petitioner in preparing the medico-legal reports of the patients. The petitioner had also destroyed the bed-head tickets of the patients. If the persons like doctors are not allowed to discharge their duties independently and without any fear, then no doctor will treat the patients under threat.

I have heard learned counsel for the parties.

The allegations against the petitioner are that he had obstructed the public servant i.e. doctor from discharge of his duties. He also interrupted the doctor in preparing medico-legal reports of the patients and had destroyed the bed-head tickets.

Considering the nature of allegations levelled against the petitioner, no ground for grant to anticipatory bail to the petitioner is made out. The present petition is, accordingly, dismissed.

November 22, 2016
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No