

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

(210)

CRM-M-33587-2016

Decided on: November 08, 2016.

Money @ Mandeep Kumar

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vikas Gupta, Advocate, for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Mr. L.M. Gulati, Advocate, for the complainant.

M.M.S. BEDI, J (ORAL)

Petitioner along with his two brothers is alleged to have assaulted complainant Shiva. Petitioner and his co-accused Sunny have been attributed grievous injuries. Honey third brother who had been attributed simple injury, has been granted concession of pre-arrest bail.

It has been informed that co-accused of the petitioner Sunny has not been granted concession of bail on account of grievous injury attributed on the head of Johney. The petitioner is attributed a 'datar' blow on the right hand of Johney.

Perusal of the police record indicates that grievous injury which is attributed to the petitioner, is on the fourth metacarpal of right hand.

Since the main accused who has been attributed grievous injury on the person of Johney, has not yet been arrested, the grant of pre-arrest bail to the petitioner will certainly prejudice the effective and fair investigation.

Learned counsel for the petitioner submits that there is delay of 11 days in lodging of FIR. The said circumstance may offer a good ground for grant of regular bail but no extraordinary exceptional circumstances exist to grant concession of pre-arrest bail to the petitioner.

The petition is dismissed.

Nothing mentioned in the order will prejudice the right of the petitioner to seek concession of regular bail by surrendering before the Court of competent jurisdiction.

(M.M.S. BEDI)
JUDGE

November 08, 2016

harsha

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No