

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

101+207

CRM-M-36223-2016 (O&M)

Date of decision : 09.11.2016

Bhupender Singh

..... Petitioner

versus

State of Haryana.

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Jagjeet Beniwal, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. A.G, Haryana.

Mr. Sumit Sharma, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.404 dated 21.09.2016 registered under Sections 323, 341, 506 IPC and Section 34 of the IPC and Section 325 IPC (added later on) at P.S. City Bhiwani, District Bhiwani.

On 19.10.2016, the following order was passed:

“Counsel for the petitioner states that apart from the merits of the case, the petitioner is very keen to settle this dispute with the complainant and

prays for one week's time to enable him to approach the complainant in this regard.

Adjourned to 26.10.2016. Meanwhile, arrest of the petitioner shall remain stayed.”

On 26.10.2016, the following order was passed:

“Learned counsel for the petitioner seeks an adjournment.

Adjourned to 09.11.2016.

Interim order to continue.”

Even today, learned counsel for the petitioner prays for one more opportunity. However, learned counsel for the complainant on instructions from the complainant states that petitioner has not made any attempt to settle the matter rather he had sent 4-5 people to threaten the complainant.

Learned counsel for the petitioner has not accepted the fact that anybody went to the complainant to threaten him.

Be that as it may. Learned counsel for the petitioner has been keeping praying for adjournment from this Court on the specific ground that he would settle the matter and admittedly he has not even gone once to the complainant.

In these circumstances, I think the petitioner has overreached this Court. Petition stands dismissed.

Learned counsel for the petitioner further states that he would like to argue on merits. He has argued that in this occurrence petitioner had also received injuries and consequently, it was a case of free fight.

I however, find that in this case even in the police post the petitioner was reckless and reveals disregard for the law and this disentitles the petitioner from bail.

Petition stands dismissed.

November 09 , 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No