

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

214

CRM-M-38139-2015

Date of Decision: January 21, 2016

AMARJIT SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

Present: Mr.S.K.Bokolia, Advocate for the petitioner

Ms.Simsi Dhir Malhotra, DAG, Punjab

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

The petitioner seeks concession of pre-arrest bail in a case registered at the instance of Jasvir Singh alleging that on 11.12.2014 while the complainant was returning from the Court, the petitioner along with six other co-accused armed with kappa and gandasi etc. attacked the complainant and assaulted him. So far as the petitioner is concerned he is alleged to have inflicted a gandasi blow on the right wrist of Jasvir Singh.

Learned counsel for the petitioner has submitted that the main accused and another accused have been granted concession of anticipatory bail. He has also submitted that the injury attributed to the petitioner is no doubt a grievous injury but it has been described in the opinion that the same could have been dangerous to life on account of absence or delay in medical treatment.

I have heard counsel for the petitioner. The petitioner is attributed a grievous injury with gandasi on the right wrist of Jasvir Singh. The medical reports of Jasvir Singh obtained from the hospital indicate that pursuant to injury attributed to the petitioner the hand of the complainant had to be amputated.

Challan has not yet been presented. Investigation is still in

progress.

Learned counsel for the petitioner vehemently contended that the amputation of the hand can not be attributed to the petitioner as the same could be result of negligence or medical emergency.

I have considered the said fact and find no force in the same as the injury attributed to the petitioner can not be ignored while considering the claim for pre-arrest bail.

It is above said circumstances which do not warrant the grant of the pre-arrest bail to the petitioner, his case is not found to be at par with the co-accused who has been granted bail. The petition is dismissed.

January 21, 2016
TSG

(M.M.S.BEDI)
JUDGE