

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Decided on : 06.05.2016.

(1) CRM-M-7701-2016 (O&M).

Dilsher Singh .. Petitioner(s)

VERSUS

State of Punjab .. Respondent(s)

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(2) CRM-M-14285-2016 (O&M).

Damanpreet Singh @ Daman .. Petitioner(s)

VERSUS

State of Punjab .. Respondent(s)

*** * ***

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

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**PRESENT Mr.S.S.Goraya, Advocate,
for the petitioners.**

Ms.H.K.Athwal, DAG. Punjab.

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

This order will dispose of the above noted two petitions for the grant of pre-arrest bail i.e. one filed by Dilsher Singh and another by Damanpreet Singh @ Daman, in a case registered at the instance of complainant Navtej Singh alleging that on 19.9.2015, he was intercepted by a car driven by Dilsher and injuries were inflicted with datar by petitioner Damanpreet Singh.

Counsel for the petitioners has contended that no grievous injury is attributed to Damanpreet Singh and that there is delay of 2 days in lodging of the FIR.

Counsel for the petitioners has further argued that report regarding injuries which is grievous has been given by a private hospital.

I have heard the counsel for the petitioners as well as the State counsel and carefully gone through the police file and the nature of the allegations levelled against the petitioners.

So far as petitioner Dilsher Singh is concerned, he was merely driving the car while it is Damanpreet Singh petitioner who had inflicted injuries with datar on the right forearm of the complainant. A perusal of the police file indicates that the injuries have apparently caused muscular damage of neuro vascular on the right forearm of the complainant.

No ground is made out to grant the concession of pre-arrest bail to petitioner Damanpreet Singh. However, petitioner Dilsher Singh who has not been attributed any grievous injury can be granted the concession of pre-arrest bail.

Thus, the petition of Damanpreet Singh is dismissed whereas that of petitioner Dilsher Singh is allowed. It is ordered that in case of arrest of petitioner Dilsher Singh, he will be released on bail to the satisfaction of the arresting officer subject to the conditions that the petitioner Dilsher Singh will join investigation as and when required and will not tamper with the evidence or hamper investigation, in any manner.

Nothing said in this order will prejudice the right of petitioner Damanpreet Singh to seek concession of regular bail in accordance with law.

(M.M.S. BEDI)
JUDGE

May 6, 2016.