

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

(208)

CRM-M-8226-2016

Decided on: May 04, 2016.

Jassa Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: None for the petitioner.

Ms. Harpreet Kaur Athwal, DAG, Punjab.

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

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of Balkar Singh alleging that on 13.05.2015 the complainant along with his nephew Hardial Singh were assaulted by the petitioner armed with iron rod and other accused i.e. Jarnail Singh armed with baseball bat, Jagga Singh armed with 'gandasi', Sajan Singh armed with iron rod whereas Dilbagh Singh and Karnail Singh were empty handed. The petitioner was armed with an iron rod. He is alleged to have assaulted Hardial Singh with his weapon in connivance with other co-accused.

With the assistance of learned State counsel and SI Pargat Singh, I have gone through the police file.

Hardial Singh has suffered fractures of nasal bone; anterior wall of maxilla and posterolateral and anterosuperior wall of left orbit. As a member of unlawful assembly, armed with iron rod, the petitioner has participated in the occurrence resulting in grievous injuries on the person of Hardial Singh.

No doubt, the petitioner has joined the investigation but mere joining investigation pursuant to interim order passed by this Court does not ipso facto create any legal right in his favour to seek pre-arrest bail.

The petition is dismissed as no extraordinary exceptional circumstances exist to grant concession of pre-arrest bail to the petitioner.

Nothing said in this order will prejudice the right of the petitioner to seek concession of regular bail. In case, petitioner surrenders and seeks concession of regular bail, it will be appreciated that the trial Court decides the said application expeditiously.

(M.M.S. BEDI)
JUDGE

May 04, 2016
harsha