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

CRM-M-13761 of 2017

Date of decision: July 06, 2017

Saravjeet Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. R.S. Malhotra, Advocate the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.119 dated 01.03.2017, under Sections 148, 149, 323, 506 of Indian Penal Code, 1860 (for short 'IPC') (Sections 452 IPC and 325 IPC added later on), registered at Police Station Pehowa, District Kurukshetra, the petitioner seeks anticipatory bail. This Court had made an order dated 26.04.2017 granting *ad interim* anticipatory bail to the petitioner.

This Court had made an order dated 03.7.2017 asking ASI Satnarayan to file explanation as to why he did not register offences other than Section 323 IPC since the record with him itself showed fracture to the head and hemorrhage. In no case, the offence under Section 323 IPC only could be said to have been committed, but as he was awaiting for the recommendation from Doctor.

In my opinion, ASI Satnarayan must be held to have

appropriate training from the police training school that the offences under Section 323 IPC only would not be constituted in such circumstances. Be that as it may, since he has realised his mistake and say that he would not repeat the mistake in future, the show-cause notice is dropped.

Learned State counsel, on instructions from police official submits that the petitioner has joined investigation and custody is not required.

In that view of the matter, interim order dated 26.04.2017 granting *ad interim* anticipatory bail to the petitioner, is made absolute.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

July 06, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No