

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

**CRM No.M-29528 of 2016 (O&M)
Date of Decision: 08.02.2017**

Varinder Singh @ Sunny

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Karanjit Singh Brar, Advocate for
Mr. SPS Sidhu, Advocate for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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TEJINDER SINGH DHINDSA, J.

The present petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.38, dated 20.02.2015, under Sections 294/427/452/323/509/506/148/149 IPC, registered at Police Station Sadar Jalandhar, District Jalandhar.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of one Dr. Ritu working with Mann Medicity Hospital, Jalandhar.

The complainant asserted that on 16.02.2015 at about 8.30 P.M., a girl was brought to the hospital having suffered injuries in a road accident and inspite of medical treatment having been afforded, she was declared dead at about 9 P.M. Shavinder Kaur is stated to be the mother of the girl and who thereupon contacted her son i.e. the present petitioner on his mobile phone. Precise allegations are that the petitioner accompanied by 8-10 other boys reached the hospital and assaulted the lady staff of the hospital. They even entered the ICU and damaged certain cardiac monitors and other equipment. A doctor by the name of Dr. R.S. Saini was even

dragged out and his turban was removed. Police having been informed and the police officials having reached on the spot, situation was brought under control. Further allegations are that subsequently after the police left the spot, the present petitioner along with his companions again reached the hospital in the early morning hours on 17.02.2015 and caused damage to the building and issued threats to the staff.

The FIR was lodged on 20.02.2015 in pursuance to a complaint dated 17.02.2015.

The application made by the petitioner seeking concession of pre-arrest bail was declined by the learned Additional Sessions Judge, Jalandhar vide order dated 06.08.2016. Petitioner till date is on the run and has not joined investigation.

The circumstances whereby the sister of the petitioner having been involved in an accident and having died as a result of injuries suffered would certainly be termed as unfortunate. However, the alleged conduct of the petitioner with the staff as also with the doctors of the hospital where his sister had been taken for treatment as also the allegations pertaining to damage to equipment in the ICU etc. are serious in nature.

Keeping in view such conduct of the petitioner, this Court is not inclined to extend in favour of the petitioner, concession of pre-arrest bail.

Petition dismissed.

08.02.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |