

CRM-M-36263-2017

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

CRM-M-36263-2017

Date of Decision:03.11.2017

Saurav and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. L.S.Lakhanpal, Advocate,
for petitioner No.2.

Mr. K.S.Aulakh, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioners-Saurav and Walter have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in cross-case registered vide Diary No.32 dated 28.06.2016, under Sections 324/34 of IPC and Section 326 of IPC, added later on, Police Station Goraya, District Jalandhar (Rural), lodged on the statement of Harjinder Kumar @ Atul, registered in case FIR No.85 dated 28.06.2016, at Police Station Goraya, District Jalandhar Rural, under Sections 452, 323, 427, 506, 148 and 149 of IPC.

Vide order dated 27.09.2017, petition qua petitioner No.1-Saurav has been dismissed and notice of motion has been issued qua petitioner No.2 only.

Learned State counsel has appeared on behalf of respondent-State and contested the instant petition.

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I have heard learned counsel for petitioner No.2 and have gone through the record.

On 27.09.2017, learned counsel for petitioner No.2 stated that petitioner No.2 was armed with *danda* only.

However today, learned State counsel has brought into notice of this Court that petitioner No.2-Walter was armed with '*datt*' and caused grievous injury on the right arm of the complainant.

Keeping in view the facts and circumstances of the present case and in view of the facts that petitioner No.2-Walter is also required for custodial interrogation; that '*Datt*' is also to be recovered from him and that he is one of the main accused, I do not find it a fit case where petitioner No.2 is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in the present petition qua petitioner No.2-Walter also, the same is dismissed.

03.11.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No