

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-36663-2017 (O&M)

Date of decision: 11.10.2017

Daljeet Singh and others

...Petitioners

V/s.

State of Punjab

...Respondent

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

Present: Mr. Ashish Aggarwal, Advocate for the petitioners.

Mr. Ramandeep Sandhu, Sr. DAG., Punjab.

Mr. Inder Pal Singh, Advocate for the complainant.

A.B. CHAUDHARI, J. (Oral)

The petitioners have filed this petition under Section 438 Cr.P.C. seeking anticipatory bail in case FIR No. 110 dated 15.07.2017, registered under Sections 326, 323, 148 and 149 IPC, at Police Station Chabhal, District Tarn Taran.

Heard learned counsel for the rival parties.

Learned counsel for the complainant has vehemently opposed the grant of anticipatory bail.

I have perused the FIR with the assistance of learned counsel for the rival parties.

According to the prosecution, petitioner No. 1 Daljeet Singh and petitioner No. 2 Gurchait Singh alias Surchait Singh, had made attempts to crush Harbhej Singh and Amritsher Singh by running a tractor over them but then the tractor collided. Since there is a prima facie evidence against petitioners No. 1 and 2, anticipatory bail to petitioners No. 1 and 2 is rejected.

Learned counsel for the State submits that petitioner No. 3- Gurdev Singh was armed with rifle which is to be recovered. Petitioner No. 3 shall hand over the fire-arm, to the Police. The license be got suspended.

Petitioner No. 4 Virsa Singh alias Moti gave a blow with dang to Amritsher Singh on his shoulder above hip joint.

Hence, the anticipatory bail petition qua petitioners No. 1, 2 and 4 stands dismissed.

The petition qua petitioners No. 3, 5 and 6 is allowed. In the event of arrest, petitioners No. 3, 5 and 6 shall be released subject to the satisfaction of the Investigating Officer/Arresting Officer. However, the petitioners shall abide by the terms as envisaged under Section 438 (Cr.P.C).

Disposed of accordingly.

(A. B. CHAUDHARI)
JUDGE

11.10.2017

Divyanshi

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No