

CRM-M-39721-2017

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

CRM-M-39721-2017

Date of Decision: 02.11.2017

Gobind Rai @ Gopi

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Viney Puri, Advocate,
for the petitioner.

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

INDERJIT SINGH, J.

Petitioner-Gobind Rai @ Gopi has filed this 4th petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.25 dated 13.2.2016 registered for the offences under Sections 323, 324, 307, 506, 427, 148 and 149 IPC at Police Station Navi Baradari, Jalandhar, District Jalandhar.

Notice of motion has been issued. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner and learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, the present petitioner was armed with a *kirpan* and he gave *kirpan* blow

CRM-M-39721-2017

on the forehead of the complainant; second blow with *kirpan* was given by Rahul to the complainant, which hit on the backside of his head; third blow was given by Love Kumar @ Rishi to the complainant which hit on the fingers of his right hand and fourth attack was given by Nanu to the complainant with baseball bat and the same hit on the backside of his right shoulder.

Keeping in view the facts and circumstances of the present case and in view of the fact that the petitioner was armed with a deadly weapon and caused injury on the vital part of body of the complainant, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail. Furthermore, injured has been examined-in-chief only and remaining privates witnesses are still to be examined and there is every apprehension that if the petitioner is released on bail, he may tamper with the evidence at this stage.

Therefore, finding no merit in the present petition, the same is dismissed.

02.11.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No