

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

CRL. MISC. No.M-48507 OF 2017
DATE OF DECISION : 19th DECEMBER, 2017

Kulwinder @ Kulwinderjit

.... Petitioner

Versus

State of Haryana

.... Respondent

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

* * * *

Present : Mr. Satbir Gill, Advocate for the petitioner.

Mrs. Tanisha Peshawaria, DAG Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed second petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.158 dated 12.07.2017 registered under Sections 323, 324, 325, 34 & 341 IPC at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner submits that the petitioner did not want to withdraw the petition, in fact prays for order on merits.

Heard learned counsel for the rival parties and perused the FIR and order of the Court below. I quote the relevant portion from the order passed by the learned trial Court, which reads thus:

“Thereafter HC Devinder recorded statement of injured Ramesh Lal who alleged therein that he runs Rehri of Goll Guppa and they are four brothers and sisters. On 9.7.2017 at about 9.00/9.30 p.m. he after taking the meal came out from the house, then his neighbour

applicant/accused Kulbinder alias Sonu having sword in his hand, applicant/accused Sandeep alias Manak son of Dass Ram having a Kapa. Jeeto having a lathi and Ranjeet having lathi were standing in front of their house near a shop and they attacked upon him with their respective weapons. He raised alarm. On hearing his noise her mother Hakam Bai and his brother Bagga came to the place of occurrence to rescue him but the above named accused persons also caused injuries to them with their respective weapons. Hence action in the matter was sought.”

Perusal of the contents of order dated 26.07.2017 shows that prima facie case is made out against the petitioner that is why no relief of anticipatory can be granted to him. In that view of the matter, the petition for anticipatory bail is dismissed.

19TH DECEMBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>