

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

CRM M-10191 of 2018

Date of decision : 28.03.2018

Parvinder Singh

....Petitioner

V/s

State of Punjab

....Respondent

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Deepak Bhardwaj, Advocate for the petitioner.

Mr. C.L. Pawar, Sr. DAG Punjab.

RAJAN GUPTA J.

Petitioner seeks concession of pre-arrest bail in a case registered against him under sections 326 323, 324, 506, 34 IPC vide FIR No. 112 dated 31.05.2017 at police station Urban Estate, Patiala. It has been urged before the court that petitioner has been falsely implicated in the case. No offence under section 326 IPC is made out against the petitioner. Thus, he deserves the concession of bail. Prayer has been opposed by learned State counsel on the ground that allegations against the petitioner are serious. According to him, recovery is yet to be effected from the petitioner. He is the main accused. His plea for pre-arrest bail is without any merit and deserves to be dismissed.

I have heard learned counsel for the parties.

FIR was registered on the statement of Vidya Devi. She alleged that her elder son namely Resham Singh, who was residing in Italy had some conflict with one Jagdish Singh @ Deepi and his group in the year 2013. Due to this reason, they threatened her son whenever he came to

India. On account of death of his father on 11.05.2017, Resham Singh alongwith his family had come to India. On 31.05.2017 during night, two young persons with muffled faces entered the house of complainant. One of them assaulted the complainant and caused injury on her head with a sharp edged weapon. Thereafter, other accused gave stick (danda) blow on her left thigh. On hue and cry being raised, both the accused fled from the scene of occurrence. She was later admitted to Rajindra Hospital, Patiala. FIR was registered and investigation ensued. During the course of investigation, petitioner's name surfaced. He was the one who assaulted the complainant with an axe and caused injury on her head which was declared grievous in nature.

Keeping in view the seriousness of allegations and the nature of injury inflicted on person of complainant, I am of the considered view that petitioner is not entitled to discretionary relief of pre-arrest bail. Besides, his custodial interrogation may be necessary for taking the investigation to its logical end. Petition is without any merit and is hereby dismissed.

March 28, 2018

Ajay

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No