

Sr. No.222

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

CRM No. M-2167 of 2018 (O&M)

Date of Decision: 19.02.2018

Mohit

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Vikram Singh, Advocate,
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Akashdeep Singh, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA, J.(ORAL)

CRM No.4759 of 2018

Application is allowed, as prayed for.

Exemption from filing of certified copies of Annexures

R-2/1 to R-2/3 is granted.

CRM No.4760 of 2018

In view of the averments made in the application,
prayer is allowed.

Complainant Satnam Singh son of Gurmej Singh is
impleaded as party respondent No.2. The accompanying
amended memo of parties is taken on record. Documents at
Annexures R-2/1 to R-2/3 are also taken on record.

Application disposed of.

Main Case

Petitioner seeks concession of pre arrest bail in case FIR No.204 dated 23.10.2017, under Sections 148, 149, 323, 324, 325, 326, 307, 379-B, 473, 506, 120-B of IPC and Sections 25-54-59 of Arms Act added later on, registered at Police Station Chhapar, District Yamuna Nagar.

FIR has been registered in relation to an alleged occurrence dated 22.10.2017. Injured/complainant Satnam Singh is stated to have suffered a number of grievous injuries including some injuries on the vital part of the body i.e. on the head.

Even though counsel for the petitioner would vehemently argue that there is no specific attribution against the present petitioner as regards the occurrence dated 22.10.2017 yet it cannot be lost sight of the fact that the petitioner has been implicated on the strength of disclosure statements recorded of 04 co-accused namely Manish Kumar, Kamaldeep Singh, Saravjeet Singh and Ankush Goyal.

The disclosure statements have been placed on record by learned State counsel and the same have been perused.

As per disclosure statements it was the present petitioner who had provided weapons to the co-accused that have been allegedly used in the occurrence as also a swift car.

Pleadings on record i.e. the petition under Section 438 Cr.P.C. as also response placed on record on behalf of the complainant would be indicative of a previous rivalry between the parties with regard to the election for the post of Sarpanch of

Village Mustafabad.

Attention of this Court has also been drawn to a complaint that had been preferred by Kamaljeet Singh i.e. father of the complainant/injured dated 11.09.2017 and made to the S.H.O. Police Station, Chhapar, District Yamuna Nagar i.e. one month prior to the date of alleged occurrence wherein a clear apprehension had been voiced as regards the threat to his son, namely, Satnam Singh injured at the hands of the present petitioner.

In the totality of circumstances, allegations contained in the FIR, disclosure statements suffered by co-accused, this Court is of the considered view that it is a matter which may well warrant custodial interrogation of the petitioner.

Prayer for grant of concession of pre arrest bail to the petitioner is declined.

Petition dismissed.

19.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No