

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23049-2018 (O&M)
Date of Decision:-18.7.2018

Karan Kumar @ Mangu ... Petitioner

Versus

State of Punjab ... Respondent

2. CRM-M-20698-2018 (O&M)

Shivam ... Petitioner

Versus

State of Punjab ... Respondent

3. CRM-M-21584-2018 (O&M)

Karan ... Petitioner

Versus

State of Punjab ... Respondent

4. CRM-M-21924-2018 (O&M)

Siddhant @ Prince ... Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Aakash Singla, Advocate for the petitioner(s)
(in CRM-M-23049-2018 and CRM-M-21924-2018).

Mr. Pardeep Khadka, Advocate for the petitioner(s)
(in CRM-M-20698-2018 and CRM-M-21584-2018).

Mr. A.S. Sandhu, Additional Advocate General, Punjab.

Mr. Deepak Aggarwal, Advocate for the complainant.

GURVINDER SINGH GILL, J.(Oral)

This order shall dispose of the above mentioned petitions filed on behalf of Karan Kumar @ Mangu, Shivam, Karan and Siddhant @ Prince for grant of anticipatory bail in respect of a case registered against them vide FIR No.69 dated 24.3.2018 registered under Sections 295-A, 324, 323, 506, 148 and 149 of Indian Penal Code, 1860 (Section 325 IPC was added later on) at Police Station City South Moga, District Moga.

The FIR, in the present case, was lodged at the instance of Joypreet Singh, who alleged that on the day of occurrence, when he had gone to drop his brother to school then he was attacked by 10-12 persons, who were armed with 'kirpans', 'rods' and 'khandas'. It is alleged that Prince raised a lalkara exhorting his companions to teach the complainant a lesson and thereafter Mangu gave a blow with 'khanda' hitting on the left side of his head. It is alleged that Prince also gave a blow with 'kirpan' from its reverse side hitting his left leg below the knee and gave another blow on his right leg. It is alleged that Karan @ Kota gave a blow with 'kirpan' and when he raised his left hand to ward off the same, the 'kirpan' hit him on his wrist. Shivam is alleged to have given a blow with 'rod' hitting index finger of the right hand of the complainant.

Notice of the aforesaid petitions had been issued to the State and all the aforesaid petitioners excepting Karan @ Mangu had been granted interim bail.

A perusal of the allegations levelled in the FIR shows that it is Karan @ Mangu, who is attributed a blow with 'khanda' on the head of the complainant. The learned counsel for the State has informed that the said

injury has been declared as a ‘grievous injury’. The learned State counsel has further informed that the remaining accused have, however, joined investigation and are no longer required for any further investigation.

Bearing in mind the aforesaid facts, in my opinion, it is a fit case for grant of anticipatory bail to the accused except Karan @ Mangu and petitions on their behalf are hereby accepted and interim directions issued by this Court are hereby made absolute subject to the condition that the petitioners shall appear before the Investigating Officer as and when directed. The petition bearing No.CRM-M-23049-2018 filed on behalf of Karan @ Mangu is, however, dismissed.

18.7.2018
pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No