

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

CRM-M-26881-2018 (O&M)

Date of Decision:- 13.8.2018

Nitin Heer alias Kalu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kanwar Pahul Singh, Advocate, for the petitioner.

Ms. Simranjeet Kaur, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.28 dated 16.2.2018, under Sections 326, 323, 324, 34 IPC, Police Station Cantonment, District Amritsar.

The FIR was registered at the instance of Sachin wherein it has been alleged that accused Semi had given a blow with 'sword' on his head and when he raised his hand to ward off the same, the 'sword' hit him on the little finger of the left hand. It is further alleged that Semi gave two more blows hitting the left hand of the complainant. Co-accused Ali is alleged to have inflicted a blow with 'datar' on the left side of head of the complainant and when the complainant fell down Ali inflicted blows from the reverse side of his 'datar'. The petitioner and Ali are alleged to have given kick blows when the complainant was lying fallen on the ground.

Notice of motion was issued to the respondent.

It has been informed by learned State counsel, that the petitioner has since joined the investigation.

Having regard to the nature of allegations and that the fact that the present petitioner was unarmed and is attributed kick blows only, in my opinion it is a fit case for grant of anticipatory bail. The petition is as such accepted and interim directions issued vide order dated 28.6.2018 are made absolute subject to the condition that the petitioner shall appear before the Investigating Officer as and when directed and would fully cooperate with the investigation.

August 13, 2018
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(Gurvinder Singh Gill)
Judge

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