

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-36262 of 2018

Date of Decision: August 23, 2018

Haseeb

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. G.C. Shahpuri, Advocate for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of anticipatory bail in case FIR No. 89 dated 01.07.2018 under Sections 323, 325, 506, 34 IPC (Section 307 IPC added later on) registered at Police Station Buria, District Yamuna Nagar.

The allegations in the FIR are that the petitioner gave an axe blow on the head of the injured person. After obtaining medical opinion, the said injury was declared dangerous to life.

Learned counsel for the petitioner submits that there is only one injury on the injured person and initially the said injury was declared grievous because of which Section 325 IPC was mentioned in the FIR. One month later, on receipt of report from PGIMER Chandigarh, the said injury was declared dangerous to life and Section 307 IPC was added. The petitioner is a student and he would suffer irreparable injury in case he is arrested.

Having heard learned counsel for the petitioner, I am unable to agree with his submissions. Merely because Section 307 IPC was added one month later, the offence committed by the petitioner is not mitigated. The fact that he is a student would also not retract from the seriousness of offence committed by him.

Thus, there is no merit in this petition and the same is dismissed.

August 23, 2018

*reena***[SUDHIR MITTAL]****JUDGE****Whether speaking/reasoned : Yes/No****Whether Reportable : Yes/No**