

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

**CRM-M-50024-2018
Date of decision: 20.11.2018**

Davinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Umesh Aggarwal, Advocate
for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioner in FIR No. 04 dated 03.01.2015, registered under Sections 353, 186, 332, 295, 382, 307, 148 and 149 of the IPC at Police Station Chatiwind, Amritsar.

In brief, the facts of the case are that on receiving a secret information that one Raju Singh son of Achhar Singh is involved in selling illegal liquor, the police party conducted a raid on his house and apprehended him at the spot. In the meantime, said accused became aggressive and started raising voice, on which, petitioner Davinder Kaur, Balraj Singh, Shamsher Singh and Madan Singh, armed with *Dangs*, reached at the spot and they encircled the police party. Raju Singh caught hold of HC Paramjit Singh and Shamsher Singh and Yugraj Singh caught hold of Sakatar Singh. The petitioner, who is the wife of Raju Singh, gave a brick blow to HC Paramjit Singh with intention to kill him which hit on his forehead near the left eye. Thereafter, petitioner gave two more brick blows

on the forehead and eye of HC Paramjit Singh. Other co-accused caused injuries to PGH Sakatar Singh with intention to kill him and thereafter, all of them fled away from the spot and while leaving the spot, they snatched the mobile phones, took out their batteries and also taken some money and other documents from the police officials. The accused persons also torn the uniforms and turbans of the police officials.

Learned counsel for the petitioner submits that petitioner is a lady and suffering from various ailments, therefore, her custodial interrogation is not required.

Learned State counsel, on instructions from SI Rachhpal Singh, has opposed the prayer of the petitioner by submitting that there are direct allegations against the petitioner that she, with intention to kill a govt. official i.e. HC Paramjit Singh, who was on his official duty, caused injuries on his head and eye with a brick and the injury was declared dangerous to life by the doctors. It is further stated that husband of the petitioner is a known criminal and involved in number of cases.

After hearing learned counsel for the parties, I find no ground to grant concession of anticipatory bail to the petitioner considering the serious and direct allegations levelled against her.

Petition stands dismissed accordingly.

November 20, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No