

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-12040-2019 (O&M)
Date of Decision:-3.5.2019

Kiratpal Singh ... Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Janak Singh Bhinder, Advocate for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

The petitioner seeks grant of anticipatory bail in respect of a case registered against him FIR No.198 dated 13.10.2018 at Police Station Lehra, District Sangrur under Sections 341, 332, 353, 186, 506 and 34 of Indian Penal Code, 1860.

The FIR was lodged at the instance of PHG Charanjit Singh, wherein he deposed that he is posted as Home Guard employee at Police Post, City Lehra. Luvpreet Singh @ Chappa and the petitioner Kiratpal Singh @ Kirti were found to be creating disturbance while Ram Leela was going on and the petitioner had asked them to refrain from creating disturbance. It is alleged that later when the complainant after completing his duty was returning back home on his scooter, then he was way laid by

Luvpreet Singh @ Chappa and Kiratpal Singh @ Kirti and who stated that they shall teach complainant a lesson. It is alleged that Luvpreet Singh @ Chappa caught hold of arms of the complainant while Kiratpal Singh @ Kirti gave fist blows on the chest, back and other parts of the complainant and also removed his turban.

The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and that, in any case, the petitioner is a juvenile as would be evident from the certificate (Annexure P-2) indicating that he had participated in a Football Under-17 Event in the year 2016. The learned counsel has further submitted that, in any case, it is admittedly not a case of causing any 'grievous injury' and that in these circumstances the petitioner deserves the concession of anticipatory bail.

Opposing the petition, the learned State counsel has submitted that the petitioner is not a juvenile as has been verified from the record of the Nagar Council, Lehra, District Sangrur. It has further been submitted that in view of the serious nature of allegation, no case for grant of anticipatory bail is made out.

Having considered rival submissions addressed before this Court and bearing in mind the age of the petitioner, who is a student, and also that it is not a case of causing any 'grievous injury', in my opinion, it is a fit case for grant of anticipatory bail. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 15.3.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the

Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The present petition stands accepted accordingly.

3.5.2019

pankaj

(Gurvinder Singh Gill)
Judge

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