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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14627-2019

Date of decision-28.05.2019

Amarjit Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Piyush Sharma, Advocate for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.366 dated 16.12.2017 registered under Sections 452, 307, 324, 323, 427 and 148 read with Section 149 of Indian Penal Code (challan has been presented for offences under Sections 326, 458, 324, 323, 427 and 148 read with Section 149 IPC) at Police Station City Ferozepur, District Ferozepur.

The FIR was recorded on the statement of complainant, namely, Major Singh with the allegations that when he was returning home on his motorcycle, from Gurudwara Sahib where he was working as Granthi, then his motorcycle struck with motorcycle of Ashish but no one received injury and altercation took place. On 15.12.2017 at about 09.15 p.m. when he was at his home, around 15-16 assailants came and trespassed the house of the

complainant. As alleged in the FIR, Amarjit Singh (petitioner) along with other assailants who were armed with kappa at the time of occurrence, gave kappa blow on left knee of the complainant. After hearing noise, complainant was rescued with the help of his brother and neighbours.

Learned counsel for the petitioner contends that the offence under Section 307 IPC has been deleted and the challan has been filed. According to him, the petitioner has been falsely implicated in the present case.

On the other hand, learned State counsel has opposed the prayer on the ground that the petitioner is named in the FIR who was armed with kappa and caused injury on the left knee. According to him, the said injury falls within the ambit of Section 326 IPC.

Considering the allegations contained in the FIR against the petitioner and the nature of injuries caused by him, this Court is of the opinion that this is not a fit case for grant of extra ordinary concession of pre-arrest bail to the petitioner.

Consequently, the petition is dismissed.

(MANOJ BAJAJ)
JUDGE

28.05.2019

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