

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

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CRM-M-25880-2019

Date of Decision: July 09, 2019

Rakesh Kumar alias Kala Bahman

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Jitender Singh Dadwal, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner-Rakesh Kumar @ Kala Bahman has applied for grant of anticipatory bail in case FIR No.0001 dated 02.01.2017, under Sections 308, 325, 323, 115, 120-B, 148, 149 of IPC Act, 1860, registered at Police Station, Basti Jodhewal, District Ludhiana.

Learned counsel for the petitioner contends that the injuries allegedly suffered by the victim fall within the offence punishable under Sections 325 and 323 IPC, which are bailable in nature. According to him, offence under Section 308 IPC is non-bailable. It is contended that one of the co-accused namely Buta Singh named in the FIR was already in custody and therefore, the allegations contained in the FIR are false. It is pointed out that concession of anticipatory bail was extended to said Buta Singh .

A perusal of the FIR reveals that the complainant has specifically named the petitioner as an accused, who caused injuries on his legs with iron rod.

Learned State counsel assisted by ASI Nirvail Singh pointed out that complainant-Tejinder Singh has suffered 05 injuries on his both legs. It is further pointed out that the petitioner is involved in number of other cases.

Considering the above, this Court does not find any valid ground to extend the extraordinary concession of anticipatory bail to the petitioner.

Accordingly, the petition is dismissed.

July 09, 2019
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[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No