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

**CRM-M-2174-2020 (O & M)
Date of Decision:03.02.2020**

Palwinder Kaur and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr.Vipin Mahajan, Advocate,
for the petitioners.

Mr.Kirat Singh Sidhu, DAG, Punjab.

Mr. A.S.Rehan, Advocate,
for applicant/proposed respondent No.2 in CRM-4058-2020.

HARNARESH SINGH GILL, J.(Oral)

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This is an application under Section 482 Cr.P.C. for impleading
the applicant/complainant as respondent No.2 in the present petition.

Heard.

In view of the grounds as mentioned in the application, the
same is allowed. The applicant-complainant is impleaded as respondent
No.2 in the main petition. Amended memo of parties is taken on record.

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Allowed as prayed for. Written reply on behalf of respondent

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No.2, alongwith Annexures R-2/1 to R-2/3, is taken on record, subject to all just exceptions.

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Through this petition, the petitioners seek anticipatory bail in case FIR No.169 dated 30.12.2019, registered at Police Station Dinanagar, District Gurdaspur, under Sections 326, 323, 324, 452 and 34 IPC.

Learned counsel for the petitioners submits that only *lalkara* has been attributed to petitioner No.1. However, petitioner No.2 was allegedly armed with *kirpan*, but no injury has been attributed to him. The injuries have been attributed to co-accused, Surjit Singh and Amrik Singh. At an earlier instance when no FIR had been registered against the present complainant, petitioner No.1 had filed a complaint against Tarlok Singh (present complainant) and his brother, which is pending.

On the other hand, learned State counsel assisted by the learned counsel for complainant submits that injuries attributed to petitioner No.2 are with sword blows on the fingers of left hand of the complainant and the same are grievous in nature. So far as the assertions made in the criminal complaint are concerned, the same were found to be false by the investigating agency at that time.

I have heard the learned counsel for the parties.

Keeping in view the fact that only *lalkara* has been attributed to petitioner No.1, I find that no useful purpose would be served by sending her to custody. Therefore, the present petition is allowed qua petitioner No.1 only. She (petitioner No.1) is directed to join the investigation and if she is sought to be arrested, she shall be released on bail to the satisfaction

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of the Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

However, keeping in view the nature of injuries attributed to petitioner No.2, no case is made out to grant him anticipatory bail. Therefore, the present petition stands dismissed qua petitioner No.2.

03.02.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No