

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

**CRM-M-10788-2020
Date of decision-13.03.2020**

Vipal Kumar

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Jasneet Mehra, Advocate for the petitioner.

MANOJ BAJAJ, J.

Petitioner-Vipal Kumar has filed this petition under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.09 dated 29.01.2020 registered under Sections 307, 324, 323, 506 and 148 read with Sections 149 and 34 of Indian Penal Code, 1860 at Police Station City Rampura, District Bathinda.

The FIR was registered on the statement of Karamdeep Singh wherein it was alleged that on 26.01.2020 at about 7.30 p.m., complainant along with his friends-Jatinder Singh and Gurwinder Singh was going to attend party. When they stopped near Arya High School, Rampura Mandi, Jagsir Singh @ Sira exhorted as to how they came to Rampura Mandi. In the meantime, Sahil who runs a saloon shop armed with scissor, one person Bhatia armed with sword and brother of Sahil (petitioner) who was armed with kirch, reached at the spot and attacked on the complainant and his friends. They all gave injuries with their respective weapons. On these broad

allegations, FIR was registered.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been indicted falsely on the ground that he happens to be the brother of co-accused-Sahil. She submits that the petitioner is ready to join the investigation and has prayed for grant of pre-arrest bail.

After hearing learned counsel for the petitioner, this Court finds that the petitioner's name was not known to the complainant who has specifically mentioned about the presence of the brother of Sahil (petitioner) as one of the assailants in the FIR. During the course of hearing, it is not disputed by learned counsel that the description of the petitioner is mentioned.

Considering the seriousness of the offence and the nature of the injuries, this Court does not find it to be a fit case for grant of extra ordinary concession of pre-arrest bail to the petitioner.

Petition is dismissed.

(MANOJ BAJAJ)
JUDGE

March 13, 2020

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