

CRM No. M-13204 of 2020

**Bunti and another
Vs.
State of Haryana**

Present: Ms. Savita Rana, Advocate
for the petitioners.

Mr. Pardeep Parkash Chahar, DAG, Haryana.

Mr. Govind Chauhan, Advocate
for the complainant.

The petition has been taken for hearing through video conference due to Covid-19 pandemic.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in respect of FIR No.90 dated 15.04.2020 under Sections 148,149,307,323,325 IPC registered at Police Station Nissing, District Karnal.

Learned counsel for the petitioners submits that the co-accused of the petitioners, Vicky @ Vikas has already been granted concession of anticipatory bail by this Court while hearing CRM-M-12314 of 2020. Learned counsel for the petitioner further submits that this is the case of cross-FIR.

Mr. Pardeep Parkash Chahar, DAG, Haryana, who has joined the proceedings through video conference, on service of advance copy of the petition, submits that there is no parity between the petitioners and Vicky @ Vikas, who has been extended benefit of anticipatory bail by this Court. Learned State counsel submits that in the statement of Jony i.e. injured, he has clearly mentioned that both the petitioners have given him

blows on the face and head, which fact is duly supported by MLR.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once the accused has given statement, wherein, the injuries have been attributed to the petitioners which fact is duly supported by MLR, the petitioners cannot rely upon the grant of concession of anticipatory bail to the co-accused Vicky @ Vikas. Vicky @ Vikas, co-accused has not been attributed any injury, hence petitioner cannot claim parity with Vicky @ Vikas. Merely cross-FIR does not give any right to claim benefit of anticipatory bail, especially, when the grievous injuries have been attributed to the petitioners.

No ground to grant the concession of anticipatory bail is made out.

Dismissed.

Nothing mentioned in this order will be taken as an expression of opinion on the merits of the case.

May 29, 2020
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(HARSIMRAN SINGH SETHI)
JUDGE