

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRM-M-14441 of 2020
Date of Decision: 17.06.2020

Harpreet Singh @ Lovely

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Gourav Jain, Advocate,
for the petitioner.

Mr. Pradeep Prakash Chahar, DAG, Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

By this petition, the petitioner seeks the concession of 'anticipatory bail', upon FIR no.783, dated 25.11.2019, having been registered against him, alleging therein the commission of offences punishable under Sections 147, 148, 149, 323, 324, 341 and 506 of the IPC.

When the petition came up for hearing before a co-ordinate Bench on 09.06.2020, learned State counsel had informed the court that there are five other criminal cases registered against the petitioner (the details of all of which have been recorded in that order).

Today learned counsel for the petitioner submits that the petitioner actually is involved in three of those five cases and as regards the present case, no

serious injuries are attributed to him upon anybody, with the injury falling under the purview of Section 326 of the IPC being attributed to his co-accused, Monti.

Mr. Chahar, learned State counsel reiterates what was stated on that date and submits that the petitioner does not deserve the concession of anticipatory bail.

Having considered the matter, what is to be observed by this court is that, as per the allegation, the petitioner alongwith other co-accused is alleged to have attacked the complainant (and those with him) with swords, with one of the injuries, even though not directly attributed to the petitioner, being of a grievous nature, thereby attracting the provisions of 326 of the IPC.

In the aforesaid circumstances, I see no ground to entertain his petition, which is consequently dismissed, with however no observation made hereinabove to be taken to be one on the merits of the actual case, which would be matter of investigation and trial, as per the evidence gathered and led respectively.

Obviously, upon the petitioner filing any application under the provisions of Section 439 of the Cr. P.C., that would be decided expeditiously by the trial court, wholly on its own merits.

June 17, 2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No