

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

**201**

**CRM-M No. 14987 of 2020  
Date of Decision: 24.11.2020**

**Malkiat Singh @ Bhola & Anr.**

**.....Petitioners**

**Vs**

**State of Punjab**

**.....Respondent**

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Mr. Lalit Mohan Chanana, Advocate  
for the petitioners.

Mr. Hittan Nehra, Addl. A.G. Punjab.

Mr. Jaideep Verma, Advocate  
for the complainant.

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**RAJ MOHAN SINGH, J. (Oral)**

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No. 21 dated 07.05.2020 under Sections 307, 326, 324, 341, 323, 188, 269, 270, 148, 149 IPC registered at Police Station Block Majri District SAS Nagar, Mohali.

Vide order dated 12.06.2020, interim bail was granted to the petitioners and the petitioners were directed to deposit an amount of Rs.50,000/- with the Investigating Officer, which was to be given to the complainant towards medical expenses. Petitioners were directed to join the investigation. On

16.10.2020, the complainant showed his willingness to return the amount before addressing arguments on merits.

Today, learned counsel for the complainant has sent a photocopy of the draft amounting to Rs. 50,000/- in the name of the petitioners, which has been handed over to the Investigating Officer.

As per status report, filed by the State, petitioners have not cooperated with the Investigating Officer and have tried to lodge an exaggerated version in the cross-case. As per the prosecution case, Avtar Singh raised a *lalkara*. Petitioner No.1 gave a *gandasi* blow on the left elbow of the complainant. Petitioner No.2 gave a *kulhari* blow on upper portion of right knee of the complainant. Rattan Singh gave a *gandassa* blow on the lower portion of left knee of the complainant. Petitioner No.2 gave reverse side *kulhari* blow on the head of the complainant. Un-identified persons also gave injuries to the complainant with their sticks. Injured Gurjant Singh suffered six injuries and out of which three were found to be grievous. Injury No.1 is attributed to petitioner No.1 and one injury is attributed to petitioner No.2.

Since the petitioners have not cooperated in the investigation, therefore, they have violated the indulgence granted by this Court vide order dated 12.6.2020. The draft has

already been returned to the Investigating Officer.

Keeping in view the totality of facts and circumstances of the case, no indulgence can be granted in favour of the petitioners. The Investigating Officer shall return the draft to the petitioners in due course before expiry of the period of its validity.

Accordingly, this petition is dismissed.

**November 24, 2020**

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**(RAJ MOHAN SINGH)  
JUDGE**

Whether speaking/reasoned      Yes/No  
Whether reportable      Yes/No