

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

**CRM-M-19577-2020
Date of Decision: 20.07.2020**

SANDEEP

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: Hon'ble Mr.Justice Deepak Sibal

Present: Ms.Rosi, Advocate for the petitioner
Mr.Anmol Malik, DAG Haryana
Mr.Pradeep Chhoker, Advocate for the complainant

Deepak Sibal, J. (Oral)

Case taken up through Video Conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.454 dated 18.07.2019 registered under Sections 147, 148, 323, 341, 342, 379-B, 506 IPC (Sections 325, 307, 34 IPC added later on) at Police Station Camp Palwal, District Palwal.

The case of the prosecution is that the petitioner, along with his co-accused, gave beatings to the complainant resulting in multiple injuries upon him including one which has been declared dangerous to life.

Learned counsel for the petitioner submitted that the only role attributed to the petitioner is that he has given kicks on the left eye, chest and abdomen of the complainant and since none of these injuries have been declared dangerous to life and are rather simple injuries, the petitioner be granted the concession of anticipatory bail.

Learned State counsel as also learned counsel for the complainant while referring to the discharge summary of the hospital where the complainant was admitted after the incident drew the attention of this Court to the multiple injuries inflicted upon him and prayed for dismissal of the present petition. They further submitted that the petitioner was part of a unlawful assembly which is accused of serious offences.

The petitioner and his co-accused, as an unlawful assembly, allegedly inflicted multiple injuries upon the complainant which include an injury which has been declared dangerous to life. The medico legal report of the complainant shows multiple lacerated wounds on his head, occipital region and left temporal region. Abrasions are also found on his left eyebrow, left shoulder and both his knees and back.

In view of above and also for the reason that one of the accused is still to be arrested and weapons allegedly used by the petitioner and his co-accused are still to be recovered, the present case is not considered fit for the grant of anticipatory bail. The custodial interrogation of the petitioner is considered necessary. Resultantly, the present petition for grant of anticipatory bail is dismissed.

20.07.2020
gk

(Deepak Sibal)
Judge

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