

S.No.103

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

CRM-M-21068 of 2020 (O&M)

Date of Decision:06.08.2020

Ram Pal Ram @ Rampal

.....Petitioner

Vs.

State of Punjab

.....Respondent

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IN VIRTUAL COURT
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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. P.S. Sekhon, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

CRM No.18701 of 2020

Application is allowed. Annexure A.1 is taken on record.

CRM-M-21068 of 2020

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.83 dated 24.06.2020 registered under Sections 323, 324, 148 and 149 IPC (Section 326 IPC added later on) at Police Station Chhajali, District Sangrur.

It is contended by counsel for the petitioner that the case against the petitioner is without any basis and totally concocted. In fact, son of the complainant had entered into the house of the petitioner and had molested his wife. On being seen and chased, he had run away at that time. However, after some time, he returned and caused grievous injuries to several persons from the side of the petitioner. Just to avoid consequences of that criminal act, the present FIR has been lodged by the complainant. Otherwise also, the injury attributed to the petitioner is on a non-vital part.

There is no other case against the petitioner.

Notice of motion.

Mr. Hitten Nehra, Addl. AG, Punjab, accepts notice on behalf of the State.

Learned State Counsel submits that the name of the petitioner has been specifically mentioned in the FIR. The grievous injury is attributed to the petitioner. However, it is not disputed that there is a cross case, already registered on the complaint of the side of the petitioner; qua the harassment of wife of the present petitioner and causing injuries to some persons from his side. It is also not disputed that the injury attributed to the petitioner is non-vital part of the complainant. It is also not disputed that there is no other case against the petitioner.

In view of the above submissions, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/ surety bonds to the satisfaction of Arresting/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

August 06, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No