

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

111

CRM-M-25801 of 2020
Date of Decision: 03.09.2020

Gagandeep Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Jasdeep Singh, Advocate,
for the petitioner.

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 to be admitted to bail, under the provisions of Section 438 of the Cr.P.C., upon FIR no.169, dated 16.07.2020, having been registered at Police Stations Kotbhai, District Sri Muktsar Sahib, alleging therein the commission of offences punishable under Sections 341, 323, 506, 148 and 149 of the IPC and Sections 308, with Section 427 of the IPC added later on.

Learned counsel for the petitioner submits that as per the version recorded in the FIR, the petitioner came to the spot, with him holding a *daang* in his hand, and damaged the complainants' tractor as also the tractor of Rajwinder Singh and pelted bricks towards the tractors.

He therefore submits that no injury having been actually inflicted upon any of the injured by the petitioner, he deserves to be admitted to bail.

Notice of motion.

Mr. Rana Harjasdeep Singh, DAG, Punjab, appears and accepts notice at the asking of the court, he already having received instructions in the matter.

He submits that as per his instructions, the person injured other than the complainant, i.e. Rajwinder Singh, recorded a statement thereafter to the effect that in fact it was the petitioner, Gagandeep Singh/Gagan, who had inflicted an injury on his head with an iron rod, with that injury eventually found to be grievous in nature.

Looking at the aforesaid circumstances, without making any comment on the actual merits of the case, I am not inclined to admit the petitioner to “pre-arrest bail”.

Consequently, this petition is dismissed.

September 03, 2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
/No