

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM-M-25164 of 2020  
Date of decision:4.9.2020

Harpreet Singh @ Rahul

... Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.H.P.S.Kochhar, 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 the concession of anticipatory bail, upon FIR no.48, dated 28.3.2017, having been registered at Police Station Haibowal, Police Commissionerate, Ludhiana, alleging therein the commission of offences punishable under Sections 324/323/506 of the IPC.

Learned counsel for the petitioner submits that looking at the injuries actually received by the complainant, they are actually only simple injuries and therefore an offence punishable under Section 324 of the IPC would not be made out and consequently, the other two offences, i.e. those punishable under Sections 323 and 506 of the IPC, being non-cognizable offences, the petitioner would be entitled to the concession of anticipatory

bail.

Having considered the matter, looking at the fact that the petitioner attacked a petrol pump employee simply on a small altercation, only because he may be legally entitled to carry a *kirpan*, does not in my opinion entitle him to the concession of anticipatory bail.

As to whether an offence punishable under Section 324 of the IPC actually made out or not, would be seen by the investigating agency at the time of presenting the report under Section 174 of the Cr.P.C., and further by the competent court when it comes to that stage.

That being so, I see no reason to entertain this petition seeking anticipatory bail.

Dismissed.

However, nothing observed hereinabove shall be taken to be a comment on the actual merits of the case, which would, naturally, go as per investigation conducted and evidence led in the trial (if it comes to that stage).

4.9.2020  
pk

( AMOL RATTAN SINGH )  
JUDGE

Whether speaking/reasoned  
Whether Reportable

Yes/No  
Yes/No