

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

**CRM-M-17172 of 2021 (O&M)**  
**Date of Decision: 02.07.2021**

Rahul *...Petitioner*

*Versus*

*State of Haryana* *...Respondents*

**CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present: Mr. Akshay Kumar Jindal, Advocate for the petitioner  
Mr. Pankaj Midha, Addl.AG, Haryana.

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**HARINDER SINGH SIDHU, J.**

**CRM-14252-2021 :**

Prayer is for preponement of date of hearing.

Notice of the application.

Sh. Pankaj Midha, Addl.AG, Haryana accepts notice on  
behalf of the respondent-State of Haryana.

Heard.

Application is allowed. Date of hearing is preponed to today  
itself.

**Main case :**

Prayer is for grant of anticipatory bail in case FIR No.93  
dated 16.02.2021 under Sections 186,307,333,353,506,34 IPC registered

at P.S Chandni Bagh, District Panipat.

FIR was registered on the basis of complaint lodged by Home Guard Mohit, who alleged that on 15.02.2021 at about 9.30 p.m, on receipt of information from Control Room that neighbours of Angrej Singh were beating him, he along with SI Ranbir Singh Chowki, Incharge reached the spot. While SI Ranbir Singh, Incharge was making enquiries about the matter from Angrej Singh, Gulab and his two sons named Rahul (petitioner) and Sachin along with their companion Irfan came there. Sachin was armed with a knife, whereas, other three were carrying dandas in their hands. They were hurling abuses at the complainant and exhorting that they would teach a lesson to the police officials for guarding Angrej. All of them assaulted the complainant by saying that the police officials be not spared. Co-accused Sachin inflicted knife blow on neck of the complainant. Other three accused gave danda and fist-kick blows to the complainant and SI Ranbir Singh. On hearing the noise, people gathered there and the assailants ran away from the spot with their respective weapons.

Co-accused Gulab was arrested on 16.02.2021 and upon interrogation, he got recovered danda used by him. On 01.03.2021, co-accused Sachin was arrested, who got recovered a knife used by him. Irfan was arrested on 19.04.2021.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case. The petitioner was not even present at the spot. Complainant had sustained injuries with simple and blunt weapons and only one injury was caused with sharp edged weapon.

No case under Section 307 IPC is made out against the petitioner and that nothing is to be recovered from the petitioner.

Opposing the petition, learned State counsel states that specific allegations have been levelled in the FIR against the petitioner and taking into account the gravity of the offence, petitioner does not deserve any leniency.

As per the MLR of complainant- Mohit he has suffered three injuries: 1) Swelling on crown region scalp ADC NCCT Head and Surgeon opinion, 2) Superficial abrasion of 3 x 2 cm on anterior neck No difficulty movement and 3) Superficial incised wound of 2.5 x 0.5 cm on neck anteriorly. Injury No.1 was kept under observation. Injury No.2 and 3 were simple.

SI Ranbir also suffered three injuries: 1) Swelling on left hand Adv X Ray left hand with wrist and ortho opinion, 2) superficial abrasion of 3 x 3 cm and 4 x 3 cm on right leg anteriorly No difficulty in movement and 3) a scratch abrasion of 2 x 1 cm below left eye. Injury No.1 was kept under observation. Injury No. 2 and 3 were simple.

It is not possible to accept the contention of the petitioner about his being not present at the spot because in the FIR lodged on the complaint of Angrej Singh it has been specifically stated that on 15.02.2021 at 9.30 PM, Gulab and his two sons Rahul (petitioner) and Sachin along with Irfan armed with dandas entered his house and started beating him. They even beat his daughter-in-law Komal. When neighbours gathered they ran away. He then made a call to the police on Number 100.

The petitioner along with his co-accused is alleged to have assaulted and caused injuries to the police party which had come in response the call.

No ground for grant of anticipatory bail is made out.

Petition dismissed.

July 02, 2021

(HARINDER SINGH SIDHU)  
JUDGE

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|-----------------------------|----------|
| Whether Speaking / Reasoned | Yes      |
| Whether Reportable          | Yes / No |