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

Sr. No.106

CRM-M-18711-2021 (O&M)
DATE OF DECISION: May 12, 2021

RAMAN KUMAR

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Tushaar Madaan, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks anticipatory bail in FIR No.39, dated 23.03.2021 registered at Police Station Bullowal, District Hoshiarpur, under Sections 307, 323, 324, 34 IPC.

A perusal of the contents of the FIR shows that the brother of injured Vinod Kumar got his statement recorded on 23.03.2021 regarding injuries having been inflicted upon him by the petitioner and others.

Learned counsel for the petitioner submits that the present FIR is a counter blast to an earlier case got registered against the injured person. The said case was registered as the injured person had inflicted a grievous injury upon the petitioner. This is evident from the fact that the complainant of the present FIR was not even present at the time of the incident. The

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complainant has not seen the persons who inflicted the injuries and thus, the petitioner deserves the benefit of anticipatory bail.

A perusal of the police proceedings recorded in the FIR reveals that on 22.03.2021 a phone call was received from one Sarpanch Gurmeet Singh that some unknown persons were inflicting injuries upon another person and that he was lying in an injured condition. On reaching the spot, it was discovered that he had already been sent to Civil Hospital, Hoshiarpur. At Civil Hospital, Hoshiarpur, the attending doctor declared the injured person unfit to get a statement recorded and thus, on 23.03.2021, the statement of his brother was recorded. It also transpires that statement of the injured was recorded on 07.04.2021 and he has named the petitioner as the main accused. A total of 08 injuries have been inflicted upon the petitioner as per MLR dated 22.03.2021.

In view of the above, it is incorrect to submit that the petitioner has been falsely implicated. The injured person has got a statement recorded in which the petitioner has been named. Moreover, a total of 08 injuries have been inflicted. Allegations of attempt to murder have been made and thus, there is no ground to grant the discretionary relief of anticipatory bail to the petitioner.

The petition is accordingly dismissed.

May 12, 2021

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No