

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

CRM-M-22527 of 2021

DECIDED ON: 7th JULY, 2021

Jarnail Singh

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. B.S. Bhalla, Advocate for petitioner.

Ms. Monika Jalota, DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This petition is filed for grant of anticipatory bail in case of FIR No. 84 dated 17.3.2021, under Sections 341, 323, 324, 148, 149 (later on added Section 326) IPC, registered at Police Station 'B' Division, District Amritsar.

The FIR was at the instance of Navdeep Singh. As per the statement on 11.3.2021, there was an incident in which allegedly Sahilpreet Singh @ Sohi, Jarnail Singh (petitioner), Lovepreet Singh Bhinder, Avtar Singh and Billa and three unknown persons armed with Dattar and Kirch etc., attacked the complainant and his brother Maninder Singh Sunny. As per MLR in the incident following injuries were inflicted:

Injury No.	Place of Injury	Accused who is attributed the injury	Weapon used	Kind of Weapon	Nature of Injury
1.	4 CM away from upper border of right ear	Lovepreet Singh alias Love	Kirch	Sharp	Simple
2.	8.5 CM away upper border of right ear	Billa	Sword	Blunt	Simple
3.	10 CM away from upper border of right ear	Billa	Sword	Sharp	Simple
4.	13 CM away from upper border of right ear.	Lovepreet Singh alias Love	Kirch	Sharp	Pending for surgical opinion.
5.	9 CM away from upper border of left ear.	Sahilpreet Singh @ Sohi	Datar	Sharp	Simple
6.	7 CM away from Upper border of left ear	Avtar Singh	Datar	Sharp	Simple
7.	8.5 CM away from upper border of left ear	Lovepreet Singh alias Lavi	Brick	Blunt	Simple
8.	2.5X0.1CM,2 CM away from lateral end of left eyebrow	Jarnail Singh	Datar	Sharp	Grievous fracture of left orbit
9.	Left side of face, 1 CM away from left tragus	Unknown	Datar	Blunt	Simple
10.	4.5X1.5 CM away from medial side of right clavicle	Jarnail Singh	Datar	Blunt	Simple
11.	Below right eye 1 X 0.1 CM away from	Petitioner	Datar	Blunt	Simple

	medial canthus of right eye.				
12.	Right knee, 1.5.CM X 1.0 CM present over patella.	Unknown	Baseball	Blunt	simple
13.	Left ear, below left tragus 1.0 X 0.1CM.	Unknown	Kick blow	Blunt	Pending for ENT opinion
14.	Bleeding from left nostril.	Unknown person	Brick	Blunt	Pending for ENT opinion.

Learned counsel for the petitioner argues that there is six days delay in registering the FIR and the story is concocted one.

Learned State counsel on instructions from ASI Manjit Singh submits that the petitioner has been attributed grievous injury given on the head. She submits that injury No. 8 i.e. 2.5x0.1cm, 2 CM away from lateral end of left eyebrow is with datar and resulted fracture of left Orbit. It is further argued that datar used in the offence needs to be recovered.

In the present case, the injury is on vital part and has been declared grievous. There is use of datar which needs to be recovered. The contention of concocted story is belied by the injuries mentioned in MLR.

Keeping in view the gravity of offence, no case is made out for grant of anticipatory bail.

Dismissed.

(AVNEESH JHINGAN)
JUDGE

7th JULY, 2021

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Whether speaking/reasoned Yes
Whether reportable Yes