

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

**CRM-M-39209-2021
Reserved on: 24.09.2021
Date of decision: 28.09.2021**

Jagsir Singh @ Jagjeet Singh @ Jaggi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. P.S. Ahluwalia, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. G. S. Nahel, Advocate
for the complainant.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 0068 dated 05.06.2021, registered under Sections 326, 325, 324, 323, 447, 148, 149, 506, 120-B and 34 of the IPC at Police Station Sadar Sangrur, District Sangrur, Punjab.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of victim/complainant Gurinder Singh, it is stated that on 04.06.2021, when he was working in his field, a white colour Scoda car came, in which five persons were sitting and four persons came out of the car, whereas, one person remained sitting in the car. He stated that one person was carrying an iron *gandasi* in his right hand. Thereafter, another person came carrying a *bala* in his hand and a

clean shaven person was having a baseball bat in his hand. One more person who was having muffled face exhorted that the victim/complainant be taught a lesson for challenging the Sarpanch of the village and thereafter, they attacked the complainant. The person who was holding *gandasi* in his hand attacked him twice, which hit on the knee of the right leg and second time in between the knee and the feet. The other person hit him with the *bala* on the right ankle, the ankle of left leg and on the left arm. The clean shaven person attacked with a baseball bat on his body which hit on the right side of the waist, below the shoulder and near the right eye. Thereafter, the person who exhorted earlier, called up on phone to Gurtej Singh, Sarpanch and told him that the victim/complainant has been taught a lesson and then left the place.

It is further stated that the motive behind this incident was that in June, 2019, Gurtej Singh, Sarpanch through his wife has got registered a baseless case against the complainant and even subsequently, he used to openly challenge the complainant and his brother that he will teach them a lesson for opposing him.

Learned counsel for the petitioner further submits that the name of the petitioner surfaced when on 12.07.2021, complainant Gurinder Singh recorded his supplementary statement giving name of the petitioner Jagsir Singh @ Jagjeet Singh @ Jaggi along with Davinder Singh, Babbu Singh, Kesar Singh, Baljinder Singh and Harpreet Singh as the accused persons, who came in the car bearing registration No.DL-6CJ-8080 and caused injury to him.

It is stated by victim that the petitioner was having a baseball bat and has caused him multiple injuries.

Learned counsel for the petitioner further submits that the name of the petitioner has surfaced much after the date of incident and is based on hearsay evidence.

Learned State counsel assisted by learned counsel for the complainant has however opposed the prayer on the ground that on account of previous enmity, Gurtej Singh, Sarpanch has hired the petitioner and other persons by making them a payment of Rs.70,000/-, who came and caused multiple injuries to the victim which are reflected in his MLR and therefore, the petitioner is not entitled to anticipatory bail.

I have heard learned counsel for the parties.

Without commenting on the merits of the case and considering the serious allegations against the petitioners and the other accused persons, I find no ground to grant the concession of anticipatory bail to the petitioner.

Accordingly, the present petition is dismissed.

28.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No