

**CRM-1045-2021 in/and
CRM-M-44358-2020**

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

CRM-1045-2021 in/and
CRM-M-44358-2020
Date of decision:15.02.2021

Amardeep Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Jasdev Singh Mehndiratta, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

Mr. Ankur Malik, Advocate,
for the applicant-complainant (proposed respondent No.2)

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-1045-2021

This is an application under Section 482 Cr.P.C. for impleading the applicant-complainant as respondent No.2 in the main petition.

Notice in the application.

On the asking of this Court, Mr. Jasdev Singh Mehndiratta, Advocate, accepts notice on behalf of the non-applicant/petitioner, and submits that he has no objection, if the present application is allowed.

In view of the above, the present application is allowed and the applicant-complainant is impleaded as respondent No.2 in the present

**CRM-1045-2021 in/and
CRM-M-44358-2020**

petition. Amended memo of parties is taken on record.

CRM-M-44358-2020

Reply by way of an affidavit dated 01.02.2021 of Deputy Superintendent of Police, Sub Division Kharar-II, District SAS Nagar, along with MLR (Annexure R-1) filed in the Registry, is taken on record.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.97 dated 04.10.2020, registered at Police Station Mullanpur, District SAS Nagar, under Sections 307, 323, 324, 341, 427, 294, 506, 148 and 149 IPC and Section 452 IPC (added subsequently).

Learned counsel for the petitioner contends that there is a dispute regarding the passage between the complainant and his brother-Pal Singh, father-in-law of the present petitioner. The petitioner has falsely been implicated in the above-noted FIR so as to exert undue pressure upon Pal Singh and his family to enter a compromise with the complainant. It is further contended that the complainant party inflicted injuries on the person of Inderjit Singh and others, but the police had not taken any action against the complainant party for the same. Even, Inderjeet singh had suffered a bone deep incised wound on the right parietal region of his skull. The learned counsel further contended that it is a case of version and cross-version and the investigating agency had not acted in a fair and impartial manner.

On the other hand, learned State counsel assisted by learned counsel for the complainant while opposing the prayer made in the present petition, submits that the petitioner along with co-accused had caused injuries to Jagdeep Singh with an intention to kill him. It is also contended

**CRM-1045-2021 in/and
CRM-M-44358-2020**

that the weapons used in the offence are yet to be recovered.

I have heard the learned counsel for the parties.

As per the prosecution version, the present petitioner had given sword blows on the forehead (vital part of body) and arm of Jagdeep Singh. The petitioner is specifically named in the FIR and a specific role has been attributed to him. The weapons allegedly used in the offence are yet to be recovered.

As the allegations levelled against the petitioner are serious in nature and the weapons of the offence are yet to be recovered, the petitioner is required for custodial interrogation.

Therefore, finding no merit in the present petition, the same is dismissed.

15.02.2021
ishwar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No