

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

Sr. No.103

CRM-M-8319 of 2022 (O&M)

Date of Decision: 25.02.2022

Ashok

.... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Ashit Malik, Advocate
for the petitioner.

SANT PARKASH, J.

*[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court]*

The instant petition has been filed under Section 438 Cr.P.C. seeking grant of anticipatory bail in case FIR No. 621 dated 09.10.2021 registered under Sections 148, 149, 186, 224, 307, 332, 353, 379-B, 427, 225 and 114 IPC at Police Station Surajkund, Faridabad District Faridabad.

The allegation against the petitioner is that he pelted a brick upon SHO, which hit his head.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case with the sole intention to cause undue harassment to him. He further contended that no recovery has been effected from the petitioner and the injuries allegedly caused on the person of the police officials are simple in nature. Even snatching of chain from the neck of HC Sachin has been attributed to the co-accused Surjit. Moreover, the co-accused of the present petitioner have already been granted concession of anticipatory bail by this Court.

Heard.

A perusal of the file would reveal that there are serious allegations against the petitioner as he along with other co-accused persons obstructed the police officials in performing their official duties by pelting stones/brick bats on them. When the complainant along with other police officials went to the house of accused namely Surjit in connection with investigation of two FIRs, the present petitioner succeeded in freeing the said accused Surjit from clutches of the police and resultantly, Surjit managed to escape and is still at large.

In view of the aforesaid and also keeping in view the fact that the present petitioner is one of the main accused, who had given brick bat blow on the head of the SHO, this Court is of the opinion that the petitioner can not claim parity with his co-accused and therefore, his request for grant of anticipatory bail cannot be acceded to.

Accordingly, the present petition stands dismissed.

**(SANT PARKASH)
JUDGE**

25.02.2022
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No