

102

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

**CRM-M No.9084 of 2022 (O&M)
Decided on: 04.03.2022**

Vijay Bains @ Vijay Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Vaibhav Sharma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.21 dated 21.02.2021, registered under Sections 323, 324, 341, 34 IPC (Section 326 IPC added later) at Police Station Sadar Hoshiarpur, District Hoshiarpur.

Counsel for the petitioner has argued that as per the allegations in the FIR, registered at the instance of Sulinder Singh, Vivek and 02 other unknown persons stopped his car and thereafter, Vivek gave him a datar blow on his left arm. Vijay Kumar gave a rod blow on the back side of the complainant and the unknown persons gave multiple injuries to him. It is further submitted that, in fact, the co-accused Vivek and one Kuldeep Kaur, have filed a petition seeking protection on the basis of their so-called marriage and they were granted the protection and on that account, the present FIR has been registered. Counsel for the petitioner has also argued that the petitioner

has no direct relations with the aforesaid 02 persons or the complainant and there is no allegation that the petitioner has caused injury invoking Section 326 IPC. Lastly, it is submitted that there is delay of 04 months in registration of the FIR.

Counsel for the State, on the other hand, has opposed the prayer for bail. It is also submitted that the injury invoking Section 326 IPC is attributed to the co-accused of the petitioner namely Vivek.

Heard.

In view of the above, this petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 15 days from today to join investigation and he shall be released on bail on furnishing bail/surety bonds subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

04.03.2022
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No