

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

CRM-M-11676-2022 (O&M)

Date of decision: 23.05.2022

Sukhpal Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Harmandeep Singh , Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No.0031 dated 05.04.2021, registered under Sections 307, 323, 34 and Section 325 IPC (added later on), at Police Station City Zira, District Ferozepur.

Status report by way of affidavit dated 05.05.2022 of the Deputy Superintendent of Police, Ferozepur, already filed in the Registry, is taken on record.

Learned counsel for the petitioner submits that a day prior to the registration of the present FIR, a DDR was also registered on the complaint of Boota Singh-son of the complainant; that in the DDR, the allegations were of trespassing in the house and inflicting simple injuries, but during investigation the allegation of trespassing in the house, were found to be

false; that there is an unexplained delay of two days in lodging the FIR; that the injuries attributed to the petitioner, on the person of Reena and Avneet, daughter-in-law and granddaughter, 3 years of age, of the complainant are blunt and that co-accused, namely, Gurwinder Singh, had also received two injuries, which have been attributed to Buta Singh (son of the complainant).

Learned State counsel submits that there are specific allegations against the petitioner that he had inflicted injuries on the head and forehead of Reena and head of Avneet with his sword and he is not entitled for grant of anticipatory bail. He further submits that the petitioner is involved in two other cases.

I have heard the learned counsel for the parties and have gone through the paper-book.

The injuries caused on the persons of injured, including a minor girl of 3 years of age, clearly show the pre-mediation of the mind of the accused to cause the crime. Apart from that the petitioner is also involved in other criminal cases.

Considering the very nature of the allegations against the petitioner, the custodial interrogation of the petitioner is a must. Hence, the petitioner does not deserve the concession of anticipatory bail.

In view of the above, the present petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

23.05.2022

Mangal Singh

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No