

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

CRM-M-8830-2023
Date of Decision:-**19.05.2023**

KULDEEP SINGH ALIAS KEEPA

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Ms. Kiranjeet Kaur, Advocate
for the petitioner.

Mr. Chaman Lal Pawar, Addl. A.G. Punjab.

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KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of anticipatory bail in case having FIR No.6 dated 10.1.2023 registered under Sections 323, 324, 34 IPC (Section 307 IPC added later on) at Police Station Sirhali District Tarn Taran.
2. The allegations in nut-shell are that on 5.1.2023 at about 8 p.m. petitioner entered into an argument with complainant-Shamsher Singh and after about 15-20 minutes, complainant and his sister Jaspreet Kaur had gone to see their cattle and at that time, they saw that petitioner armed with *datar* and his daughter Sukhpreet Kaur armed with iron pipe were standing in the street and then petitioner raised

lalkara on which Sukhpreet Kaur gave blow of iron pipe on head of complainant and then petitioner gave *datar* blow on his head due to which, complainant became unconscious.

3. Counsel for the petitioner submits that the petitioner has been falsely implicated in this case and actually the opposite party attacked petitioner, his wife Paramjeet Kaur and their children regarding which complaint (Annexure P-3) was lodged with the police but the authorities failed to take any action against the opposite party. The counsel for the petitioner further submits that no such injuries as alleged by the complainant were caused by the petitioner and his daughter. The counsel for the petitioner further submits that daughter of the petitioner is already granted anticipatory bail by the Court of Additional Sessions Judge, Tarn Taran vide order dated 7.2.2023 (Annexure P-7). The counsel for the petitioner further submits that petitioner is ready to join the investigation with the police.
4. The present petition is resisted by the State counsel, who submits that there are specific allegations against the petitioner that he caused injury on the head of the complainant with *datar* and as per the medical record, the said injury is found to be dangerous to life. The State counsel further submits that the petitioner is required by the police for proper investigation of this case.
5. I have considered the submissions made by counsel for the parties.
6. Admittedly till date, no case on the basis of alleged cross-version (Annexure P-3) has been registered by the police against the opposite

party. Only simple injury has been attributed to co-accused Sukhpreet Kaur, who is granted anticipatory bail vide order Annexure P-7. However, there are specific allegations against the petitioner that at the time of occurrence he gave *datar* blow on head of complainant and the said injury caused with sharp edged weapon is found to be dangerous to life as per the medical record, whose copy is placed on file. The recovery of weapon used by the petitioner in commission of crime is still to be effected. This Court is of the view that custodial interrogation of the petitioner is necessary for proper and effective investigation of the case.

7. In view of the above, without commenting on the merits of the case, the present petition is hereby dismissed.

19.05.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No