

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

**Neutral Citation No. 2023:PHHC:049617
CRM-M-12090-2023
Date of Decision: April 11, 2023**

Saif Ali

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Saurav Bhaita, Advocate for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J.(Oral)

Petitioner prays for grant of anticipatory bail in case FIR No.264, dated 24.12.2022, registered at Police Station Rozka Meo, District Nuh, under Sections 148, 149, 323, 324, 427, 506 of IPC (Section 307 IPC added later on).

Status report by way of affidavit of Shri Ashok Kumar, Deputy Superintendent of Police, HQ, Nuh has been filed on behalf of respondent-State.

It is contended that alleged occurrence took place on 18.12.2022, but the FIR was got registered on 24.12.2022 after a delay of 6 days. It is further submitted that statement of injured Hamid has been recorded on 02.01.2023, i.e. after a period of 15 days from the date of occurrence with much manipulation. Petitioner further submits that he is ready to join the investigation and so he be allowed anticipatory bail.

State has strongly opposed the prayer by pointing out that the role of the petitioner is specifically disclosed by injured Hamid in his statement recorded on 02.01.2023, as per which petitioner Saif Ali had caused injuries on his head with a *gandasa* kind of weapon. Attention is

drawn towards the MLR pertaining to Hamid, as per which lacerated wound over right tempo parietal region, which was bone deep, was found on the person of Hamid. As per the medical opinion, injury on the person of Hamid was found to be dangerous to life caused by blunt weapon.

Having regard to the nature of the injuries sustained by Hamid and the specific role attributed to the petitioner, it cannot be stated at this stage that the allegations against the petitioner are baseless or false. No ground is made out for grant of anticipatory bail.

Dismissed.

April 11, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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