

(202)

2023:PHHC:081953

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29676 of 2023

Date of Decision: June 12, 2023

Naresh ...Petitioner
Versus
State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. S.K. Verma, Advocate for the petitioner.

Mr. Randhir Singh, Addl. AG, Haryana.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C is made for granting anticipatory bail in case FIR No.172 dated 09.05.2023 registered under Sections 379-B, 341, 506 and 34 IPC (Sections 323, 148, 149 and 216 IPC at Police Station Sadar Jind, District Jind.

2. FIR was lodged on the complaint of Satbir Singh, as per which 5-6 boys attacked him on 08.05.2023. They were armed with wooden logs and sharp edged weapon and gave beatings to him. It is also alleged that they had taken away cash amount of ₹50,000/- from him and ran away after threatening him.

3. It is contended by learned counsel for the petitioner that FIR has been lodged after one day's delay; that he is not named in the FIR; that as per remand application, Police arrested three persons Karambir @ Kala, Rakesh and Pardeep and none of them disclosed the name of petitioner in their disclosure statements. It is further contended that no offence under Section 379B IPC is made out.

4. Status report by way of affidavit of Shri Ravi Khundia, Deputy Superintendent of Police, Jind- Detective, District Jind has been filed on behalf of the respondent- State.

5. It is contended by learned State Counsel that co-accused Suraj and Pardeep in their respective disclosure statements specifically named the petitioner to be one of the assailants and that apart from causing injuries, petitioner along with Sandeep alias Battray had snatched ₹50,000/- from complainant Satbir.

6. After hearing counsel for both the sides and considering the role attributed to the petitioner, but without commenting anything on the merits of the case, this Court finds it not to be a fit case to grant anticipatory bail.

Dismissed.

June 12, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No