

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

102

CRM-M-5 of 2024
Date of Decision:02.01.2024

Gurbachan Singh

....Petitioner

Versus

The State of Punjab

.....Respondent

CORAM: HON’BLE MRS. JUSTICE SUDEEPTI SHARMA

Present: Mr. Talwinder Singh, Advocate,
for the petitioner.

SUDEEPTI SHARMA, J. (Oral)

1. The present petition has been filed under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No.124 dated 18.10.2023, registered under Sections 324, 323, 506, 34 IPC (Section 326 IPC added later on), at Police Station Banur, District Patiala.
2. Learned counsel for the petitioner submits that the injury attributed to the petitioner is not grievous in nature and there is no proof of any injury in the wrist and to Aslam Khan (Carpenter) as alleged in the complaint and therefore the petitioner be considered for grant of anticipatory bail.

3. Notice of motion.
4. Ms. Ruchika Sabherwal, learned DAG, Punjab accepts notice on behalf of the State and Mr. Nand Lal Sammi, Advocate records his appearance on behalf of the complainant, under a validly executed Power of Attorney, instituted before this Court today, which is taken on record.
5. *Per contra*, learned State counsel as well as counsel for the complainant contend that the injury attributed to the petitioner is grievous in nature, and that is why Section 326 IPC was added later on. They showed the photograph of the complainant to the Court in which thumb was badly injured. They further submit that in view of the gravity of the offence, the petitioner does not deserve the concession of anticipatory bail.
6. After perusing the photograph of the thumb, and the gravity of offence committed by the petitioner, I find no reason to grant the concession of anticipatory bail to the petitioner. Consequently, the present petition is dismissed.

(SUDEEPTI SHARMA)
JUDGE

January 02, 2024
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Whether speaking : Yes/No
Whether reportable : Yes/No