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

**CRM-M No.11041 of 2015
Date of Decision: 07.05.2015**

RANA KARMANJEET SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. G.P.S. Bal, Advocate
for the petitioner.

Mr. Arshdeep S. Kler, D.A.G., Punjab.

1. *Whether Reporters of local papers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.22 dated 18.01.2015, under Sections 307, 224, 225, 332 IPC, Police Station Sohana, Distt. Mohali

Learned counsel for the petitioner states that one Lawrence Bishnoi was being taken to Court at Abohar on production warrant by the Police party. A phone call was received on which ASI Harkesh Singh told that when said accused was being brought to District Ropar by the Police party after his production in two cases, then Lawrence Bishnoi absconded from police custody by dodging policemen. The matter was reported to higher officers and aforesaid

occurrence took place on 16.01.2015.

During inquiry it was revealed that the Police party stopped at one Dhaba for taking meal. When they were about to leave the place, a white car came whose registration number to the extent PB-30 was readable. Lawrence Bishnoi tried to skip in the said car on which HC Surinder Kumar put resistance, resultantly, the said car dragged him for a considerable distance. HC Surinder Kumar received multiple injuries and his uniform was also torn. Lawrence Bishnoi succeeded in fleeing from the spot. Due to negligence of the police party legal action was also sought against them. With this background FIR came to be registered. Thereafter as per facts enumerated in remand paper, it has been brought out that when after taking meal at Lucky Dhaba, Manakpur Kallar the Police party was busy in washing hands, then accused Lawrence Bishnoi after giving dodge to police party sat in Swift car bearing registration No.PB-30-5454. HC Surinder Kumar tried to give resistance to him from fleeing but the driver of the said car drove away the car along with Lawrence Bishnoi. Other officials were also present in front of said car. Meanwhile another car i.e. Innova bearing registration No.CH01-AW tried to run over the Police party but policemen narrowly escaped themselves with great difficulty. At this juncture, it was shown that HC Surinder Kumar received multiple injuries on his person and his uniform was also torn. The complexity of the petitioner is stated to be in respect of second Innova car. The petitioner was also arrayed as an accused with this assertion.

In the present case, learned counsel for the petitioner states that so far as injuries received by HC Surinder Kumar are concerned, it was the subject matter of first part of occurrence in which he received injuries when he put restraint against first car in which Lawrence Bishnoi was being taken away from the spot. So far as the second car is concerned, there is no overt act shown at the instance of driver of second car. Only allegation is an effort made to run over the police party in which they saved themselves.

Learned counsel further states that so far as fleeing of Lawrence Bishnoi is concerned, no connectivity can be alleged by involving driver of the second car as well as in the context of offence under Section 307 IPC.

Petitioner is stated to be a student of B.A. IInd year in D.A.V. College, Chandigarh.

Learned State counsel on instructions from HC Sukhwinder Singh on the other hand vehemently opposes the grant of regular bail on the ground that Lawrence Bishnoi is a known criminal against whom number of cases are pending. Petitioner was also instrumental in getting him freed from Police custody by trying to run over the police party.

On the last date of hearing it was pointed out by learned State counsel that petitioner is also involved in FIR No.257 dated 21.09.2014, under Sections 148/149/323/324/307/452/427 IPC and

under Sections 25/54/59 of Arms Act, Police Station Chandimandir.

Learned counsel for the petitioner has brought on record copy of order dated 16.04.2015 passed by Sessions Judge, Panchkula, granting bail to the petitioner by observing mitigating circumstances.

In view of above, without adverting to the merits of this case, petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of Chief Judicial Magistrate, Mohali.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

May 07, 2015.

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**(RAJ MOHAN SINGH)
JUDGE**