

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

**CRM NO. M-30228 OF 2015(O&M)  
DECIDED ON : 28.09.2015**

**Sumit Kumar**

**...Petitioner**

**versus**

**State of Punjab**

**...Respondent**

**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

Present : Mr. Achin Gupta, Advocate,  
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG, Punjab.

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

**AJAY TEWARI, J. (ORAL)**

This is a petition for grant of anticipatory bail in case FIR No. 29 dated 10.03.2014 under sections 392/ 336/ 223/ 224/ 225/148/149/120-B of the Indian Penal Code (in short "the IPC") and Section 25/54/59 of the Arms Act registered at Police Station Maur, District Bathinda.

On the last date of hearing, following order was passed by this Court :-

“ Learned Addl. AG, Punjab prays for a short adjournment to file an affidavit of the SSP, Bathinda in respect of the efforts made by the police of Bathinda to apprehend the petitioner for a period of more than one year.”

Today, reply has been filed by way of affidavit of Shri Gobinder Singh, DSP, Sub Division, Maur, District Bathinda. As per the said reply, initially warrants of arrest of the petitioner were obtained on 09.05.2014. Thereafter, they raided the house of the petitioner and his village on 3/4 occasions but they did not find him there.

In these circumstances, the argument that the police has tried to arrest the petitioner only after one and a half year is clearly misconceived. The allegations of the FIR are very serious. It is a case where the accused person was forcibly freed from the captivity while he was taken for appearance in court from jail.

In view of the above mentioned facts and circumstances of the case, I do not deem it appropriate to grant anticipatory bail to the petitioner. Consequently, the petition is dismissed.

**SEPTEMBER 28, 2015**  
shalini

**(AJAY TEWARI)**  
**JUDGE**