

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-35039-2015
Date of decision: 20.10.2015
...Petitioner

Gursahib Singh

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Amit Arora, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks pre-arrest bail in FIR No.45 dated 6.7.2013 registered under Sections 452, 324, 341, 506, 427, 148 and 149 IPC and Sections 326, 307 and 302 IPC (added later on) at Police Station Sarai Amanat Khan, District Tarn Taran.

Learned counsel for the petitioner submits that petitioner has been summoned with the aid of Section 319 Cr.P.C. He further submits that since the allegations against the petitioner are general in nature, without there being any specific attribution, he is entitled for concession of pre-arrest bail. He prays for allowing the present petition.

Having heard the learned counsel for the petitioner and after careful perusal of the record of the case, this Court is of the considered opinion that in the given fact situation of the instant case, petitioner has not been found entitled for the concession of pre-arrest bail. It is so said, because the learned trial Court, while passing the order dated 5.8.2015 under Section 319 Cr.P.C. has specifically observed that petitioner actively participated in the commission of crime. It is also a matter of record that the order dated 5.8.2015 passed by the learned trial Court under Section 319 Cr.P.C. was not challenged by the petitioner.

In view of the above and without commenting anything further on merits of the case, lest it should prejudice the rights of either of the parties, no case for anticipatory bail is made out.

Dismissed.

20.10.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE