

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

103

CRM-M-11869-2016 (O&M).
Decided on: April 6, 2016.

Dhian Singh Mand

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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PRESENT Mr.Simranjit Singh, Advocate,
for the petitioner.

M.M.S. BEDI, J. (ORAL)

Petitioner allegedly obstructed highway as a member of unlawful assembly during period 15.10.2015 to 25.10.2015. Though he is in custody in another case, he seeks concession of pre-arrest bail in the present case on the ground that he has been falsely implicated in the case registered after 50 days of the event without there being any specific overt act attributed to the petitioner.

Notice to the Advocate General, Punjab.

Mr.K.S.Nalwa, DAG, Punjab, who is incidentally present in the Court informs that as per his information the petitioner has already been arrested in this case under FIR No.180 dated 6.12.2015, registered at Police Station, Makhu, District Ferozepur and his regular bail application is pending before the Illaqua Magistrate. He has been asked to reconfirm the information. On the instructions of ASI Balwinder Singh from Police Station, Makhu, it has been informed that after dismissal of pre-arrest bail petition by Sessions Court on 28.3.2016, the petitioner was arrested on 2.4.2016 and is in judicial custody.

I have gone through the police file.

Without expression of any opinion whether the parameters laid down in case **Joginder Kumar Vs. State of U.P. & Ors. 1994(4) SCC 260**, and the subsequent instructions issued from time to time have been followed, this petition is disposed of as having rendered infructuous with the passage of time without prejudice to the right of the petitioner to avail the alternative remedy available to him in accordance with law.

(M.M.S. BEDI)
JUDGE

April 6, 2016.