

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-17619 of 2016 (O&M)
Date of Decision: 20.05.2016

Gurmeet Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Sanjeev K. Virk, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J

This is the second petition preferred by the petitioners under Section 438 Cr.P.C seeking the concession of anticipatory bail in case F.I.R. No.224 dated 20.11.2015 under sections 406, 420 I.P.C, registered at Police Station, Division No.8, Jalandhar.

Counsel for the petitioners has been heard at length.

Previously the two petitioners herein Gurmeet Singh and Ramandeep Singh had filed separate petitions i.e. CRM Nos. M-6310 of 2016 and M-3075 of 2016 before this Court raising identical prayer and which was declined in the light of order carrying even date i.e. 28.4.2016.

The present petition is sought to be pressed on the strength of an alleged compromise dated 4.5.2016 at Annexure P-2 which as per counsel has been entered into with the complainant party.

In the instant petition and in para 6 it has been specifically averred that the factum of compromise had been pleaded in a bail application preferred before the learned Additional Sessions Judge, Jalandhar and without appreciating such aspect the bail application has been declined.

Such averments contained in para 6 of the present petition are clearly false and incorrect.

Concededly the compromise has been entered into only on 4.5.2016. The bail application that has been declined by the learned Additional Sessions Judge, Jalandhar was in terms of order dated 6.1.2016 (Annexure P-3) i.e. three months prior in point of time.

This Court would have no hesitation in observing that an attempt has been made to mislead this Court so as to procure the concession of pre-arrest bail.

Petitioners by their conduct have disintitiled themselves from the concession of anticipatory bail.

Petition, accordingly, is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

20.05.2016
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