

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

CRM-M No. 6478 of 2016 (O&M)
Date of decision: 23.02.2016

Jarnail Singh @ Ghuddi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Sekhon, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.145, dated 16.09.2013, registered under Sections 307, 353, 186, 427 of the Indian Penal Code (for short 'IPC'), Section 27 of Arms Act and Section 21(3) of the Mines and Mineral Act, 1957, at Police Station Kulgarhi, District Ferozepur.

The learned counsel refers to inquiry report (Annexure P-3) to contend that no incriminating evidence was collected against the petitioner during the investigation. However, in the application filed under Section 319 Cr.P.C., the competent Court has summoned the petitioner suo moto to face the trial. In view of the order passed in the application, the report prepared by the Sr. Superintendent of Police cannot be considered at this stage.

Heard.

This is the 3rd bail application. It is to be noticed that the present FIR was registered on 16.09.2013. Thereafter, the petitioner has been continuously evading the process of the Court. In this view of the matter, no case for bail is made out. However, keeping in view the fact of inquiry report and in case the petitioner surrenders before the competent Court, his bail application be considered and decided expeditiously.

23.02.2016

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(JITENDRA CHAUHAN)
JUDGE