

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

CRM-M No.46792 of 2017

Date of decision: December 11, 2017

Jatinder Pal Singh and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Himanshu Puri, Advocate
for the petitioners.

SHEKHER DHAWAN, J. (ORAL)

Present petition under Section 438 of Code of Criminal Procedure is for pre-arrest bail in FIR No.13 dated 03.02.2012, under Sections 323, 452, 506, 149 of Indian Penal Code registered at Police Station Begowal, District Kapurthala.

Learned counsel for the petitioners contended that co-accused in this case were tried and acquitted and the offences alleged against the present petitioners are bailable one except Section 506 IPC. More so, he is ready to join the investigation.

Taking into consideration the fact that petitioners had been making mockery of the legal system since 2012 and ultimately she was declared proclaimed offender on 21.07.2015. There are no good grounds to release the petitioners on pre-arrest bail in such like cases.

In case State of Madhya Pradesh Vs. Pradeep Sharma, 2014

(1) RCR (Crl.) 269, the Hon'ble Supreme Court has observed as under:-

“It is clear from the above decision that if anyone is declared as an absconder/proclaimed offender in terms of Section 82 of the Code, he is not entitled to the relief of anticipatory bail.”

In view of the above, the present petition is without any merit and the same stands dismissed.

December 11, 2017
m. sharma

(SHEKHER DHAWAN)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No