

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

1. CRM-M-10081-2017(O&M) Date of Decision: 01.05.2018
Khushdeep & another --Petitioners

Versus

State of Punjab --Respondent

2. CRM-M-33939-2017(O&M)
Harpreet Singh --Petitioner

Versus

State of Punjab --Respondent

3. CRM-M-11804-2017(O&M)
Manpreet Singh & another --Petitioners

Versus

State of Punjab --Respondent

4. CRM-M-27881-2017(O&M)
Prince Lahar --Petitioner

Versus

State of Punjab --Respondent

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

Present:- Mr. Akshay Bhan, Sr. Advocate with
Mr. H.P.S. Sandhu & Mr. Sunny Saggar,
Advocate for the petitioners.

Ms. Jaspreet Kaur, A.A.G., Punjab.

Mr. R.S. Rai, Sr. Advocate with
Mr. Gautam Dutt, Advocate for the complainant.

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the aforementioned four connected petitions as the same have been filed under Section 438 Cr.P.C seeking concession of anticipatory bail to the petitioners herein in case F.I.R. No.5 dated 12.1.2017 under sections 420, 307, 341, 427, 120-B, 115, 148, 149 I.P.C, sections 25, 27, 54, 59 of Arms Act and sections 65, 66 of Information & Technology Act, 2000, registered at Police Station, Makhu.

Briefly noticed, FIR came to be registered on the complaint of Tarsem Lal Chaudhary. Reading of the FIR itself would reveal that the complainant has leaning towards the Congress Party in the State of Punjab having remained President of the Nagar Panchayat, Makhu for the Congress Party for the period 2005-2010. Allegations are in relation to an alleged occurrence dated 11.1.2017. Complainant alleges that on the date of occurrence while he was proceeding in an Innova vehicle along with his driver, an attack was launched by certain unnamed assailants who were traveling in a Swift as also a Verna car. Motive that has been reflected in the FIR is that with the efforts of the complainant certain party workers belonging to the rival political party had been made to join the Congress Party and accordingly the complainant was to be taught a lesson. Complainant in the FIR has named Karaj Singh, Chairman, Market Committee, Makhu as also one Hari Singh Zira, candidate for Akali Dal.

Present petitioners are not named in the FIR. Their names have come up in the disclosure statements of co-accused.

It is a case of no injury.

Learned State counsel upon instructions from SI Dilbar Ali would apprise the Court that the petitioners have since joined investigation.

In the considered view of this Court, custodial interrogation of the petitioners, as such, would not be warranted. Accordingly, the present petitions are allowed. The orders dated 24.3.2017 passed in CRM-M-10081-2017, 13.9.2017 passed in CRM-M-33939-2017, 7.4.2017 passed in CRM-M-11804-2017 and 2.8.2017 passed in CRM-M-27881-2017, are made absolute.

Petitions disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

01.05.2018

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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No