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

**CRM-M No.1178 of 2018
Date of Decision: 30.01.2018**

Amritpal Singh and others

.....Petitioners

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. S.S. Swaich, Advocate
for the petitioners.

Mr. R.S. Thind, D.A.G., Punjab.

RAJ MOHAN SINGH, J.

Petitioners seek grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.225 dated 25.08.2017, registered under Sections 436, 110, 120-B, 148, 149 IPC, Sections 25, 27/54/59 of the Arms Act, Section 4 of the Prevention of Damage to Public Property Act, 1984 and Sections 3 & 4 of the Explosive Substances Act, 1908 (Section 110, 120-B IPC and Sections 3 & 4 of the Explosive Substances Act, 1908 added later on) at Police Station Talwandi Sabo, District Bathinda, Punjab.

The aforesaid FIR came to be registered on the basis

of secret information to the effect that due to conviction of Dera Sacha Sauda Head Ram Rahim, the supporters were indulging into incidents of fire and public properties were being damaged. Dera Sacha Sauda Premis namely Piara Singh, Ranjit Singh, Badal Singh, Amritpal Singh, Nirmal Singh and Ram Singh along with 15-20 unknown Dera supporters by conniving together and by carrying petrol bottles and arms, riding on motorcycles were indulging in incidents of fire and were causing damage to the public properties. They have set on fire the Seva Kendra at village Jeewan Singh Wala, Mobile tower and Cooperative Society at village Mahi Nangal. They were carrying out incidents of damaging the public properties and have caused huge damage to the public properties and they would carry out other such incidents also in the area. The information was found to worth acceptance and the FIR for the offences in question was registered.

Learned counsel for the petitioners submitted that random arrests were made without ascertaining the complicity of the petitioners. Petitioners were arrested on 27.08.2017 onwards. Alleged recoveries have already been effected. Disclosure statements of the petitioners were recorded besides recording statement of one Mithu Singh, Secretary, Cooperative Society under Section 161 Cr.P.C., who named all the

petitioners on 30.08.2017 i.e. after five days of the occurrence.

On the other hand, learned State counsel submitted that the estimated loss of Cooperative Society and Seva Kendra was about Rs.1,61,690/- The trial has not yet started after presentation of challan. No person was injured.

Vide order dated 15.11.2017 passed in **CRM-M No.35695 of 2017** titled '**Hari Singh @ Hari Chand and another**' and other connected petitions, the Co-ordinate Bench of this Court has granted regular bail to some of the accused persons, who were the members of the mob in Panchkula.

Similarly in **CRM-M No.555 of 2018** titled '**Amolak Singh and others vs. State of Punjab**' decided on 22.01.2018 the co-accused in FIR No.80 dated 25.08.2017 involved in the incident at Mansa and in **CRM-M No.252 of 2018** titled '**Satnam Singh and others vs. State of Haryana**' decided on 18.01.2018 the accused in FIR No.148 dated 29.08.2017 involved in the incident at Jakhal, District Fatehabad have also been granted regular bail by the Co-ordinate Bench of this Court.

This Court has also granted regular bail to the accused involved in the incident at Tohana in respect of FIR No.320 dated 25.08.2017 vide order of even date passed in **CRM-M**

No.48765 of 2017 titled 'Rakesh @ Rakesh Kumar @ Bali vs. State of Haryana.'

Taking into consideration the *prima facie* facts and circumstances of the case and without adverting to the merits of the case at this stage, I deem it appropriate to enlarge the petitioners on regular bail.

In view of above, petition is allowed. Petitioners are ordered to be enlarged on bail. subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 30, 2018

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No