

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-12206-2018 (O&M)

Date of Decision: 25.04.2018

Nanak Chand

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. G.B.S. Gill, Advocate for the petitioner.

Mr. S.S. Sandhu, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner seeks the benefit of regular bail in case F.I.R. No.80 dated 25.8.2017 under sections 436, 427, 148, 149, 120-B, 188 I.P.C read with section 3(I) (II), 4 of the Prevention of Damages to Public Property Act, 1984 and sections 3, 4 of Explosive Substances Act, registered at Police Station, Kot Dharmu, District Mansa.

Learned counsel for the parties have been heard.

FIR came to be registered on the statement of Baljit Singh in relation to an alleged occurrence dated 25.8.2017. Allegations are that about 17/18 persons arrived on motorcycles armed with *Kirpans* at the petrol pump proclaiming that their Guru of Sirsa had been wrongly convicted. Further allegations are that petrol was poured on a diesel pump machine and was set afire. Damage to the diesel pump machine and other property to the extent of Rs.2 lacs was caused.

Petitioner was arrested on 18.1.2018.

Investigation in the case is complete and even the challan has been presented.

Learned State counsel upon instructions from ASI Ranjit Singh concedes to the fact that there are no allegation against the present petitioner in so far as damage to property was concerned. However, prayer for bail is opposed by submitting that petitioner is alleged to have incited other co-accused by indulging in arson and damage. State counsel also argues that on similar allegations other FIRs have also been lodged in which petitioner is an accused.

The trial is at the initial stage and would take time to conclude.

In the considered view of this Court, no useful purpose would be served by confining the petitioner in custody.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned provided he is not required in custody in any other case.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

25.04.2018
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No