

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

**CRM-M No.12287 of 2018
Date of Decision: 24.04.2018**

**Nanak Chand
Vs**

.....Petitioner

State of Punjab

.....Respondent

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

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

Mr. Hittan Nehra, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.96 dated 25.08.2017 registered under Sections 307, 436, 427, 188, 148, 149, 120-B IPC read with Sections 3(1) (II), 4 of the Prevention of Damages to Public Property Act, 1984 and Sections 3 and 4 of Explosive Substances Act, 1908 at Police Station Bhikhi, District Mansa.

As per allegations made in the FIR, complainant alleged that he went to his fields for inspection. After inspection, he stopped outside the Seva Kendra which was closed at that time. At about 3:30 PM, seven unidentified persons came on

their motorcycles. They were duly armed with rod, kirpan, wooden dandas and petrol bottles. All the seven persons were proceeded towards the Seva Kendra by making exhortation that the Seva Kendra should be burnt. They started breaking the glasses of Seva Kendra with their respective weapons. When the complainant tried to stop them, they intended to kill him by throwing petrol and lit the fire. The complainant had to withdrew from the place. Thereafter, the miscreants burnt the Seva Kendra by throwing petrol bottles in front of the complainant. On being raised alarm, Sabjinder Singh @ Sabi, Karnail Singh Bhau and other persons attracted to the spot. On seeing the aforesaid persons, miscreants fled away from the spot.

Learned counsel for the petitioner submitted that FIR was registered against unidentified persons. Petitioner and others were implicated on the basis of supplementary statement made by the complainant. Allegations of instigation were made against Major Singh, who has already been granted regular bail by this Court vide order dated 30.01.2018 passed in CRM-M No.1554 of 2018. Learned counsel relied upon regular bail granted to the co-accused Gurpreet Singh @ Dr. Preet, Vishavjit @ Vishavdeep Sharma, Mandeep Singh, Gurjinder Singh and Makhan Singh by this Court vide order dated 16.02.2018 passed in CRM-M No.255 of 2018. Learned counsel seeks

parity with the aforesaid persons.

The statement of fact as narrated by learned counsel for the petitioner could not be refuted by learned State Counsel on instructions from ASI Pradeep Kumar.

At this stage, without meaning anything on the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail subject to his furnishing adequate bail bonds and 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.

April 24, 2018.
Prince

(RAJ MOHAN SINGH)
JUDGE

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