

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-14045-2018

Date of decision: 08.05.2018

Ranjit Singh @ Fridi

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.S. Sandhu, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.80 dated 19.08.2017 under Sections 365, 367, 342, 323, 120-B, 148, 149 IPC, registered at Police Station Cantt Bathinda, District Bathinda.

Learned counsel for the petitioner submits that as per allegations in the FIR, complainant Major Singh stated that his son Sandeep Singh @ Sunny had gone to house of one Vicky Singh, where the petitioner along with other co-accused came there on their motorcycles and gave beatings to Vicky Singh with their weapons and thereafter, they forcibly took him to some unknown place. It is further submitted that the petitioner is in judicial lockup since 18.09.2017 and co-accused of the petitioner namely Jaswinder Singh @ Mota has been granted the concession of regular bail vide order dated 08.01.2018 passed in CRM-M-48218-2017, by passing the following order: -

“Learned counsel for the petitioner submits that the mother of the petitioner had earlier filed CRM-M-17397 of 2017 seeking protection to her life and liberty against the other co-accused. The said petition was disposed of vide order dated 17.05.2017 with a direction to the Senior Superintendent of Police, Bathinda to look into the grievance of the petitioner i.e. mother of the present petitioner. Learned counsel for the petitioner further submits that the present FIR is in fact a counter blast to the earlier complaint filed against co-accused. He also submits that the petitioner is in judicial lock up since 07.09.2017; the investigation has already been completed and is no more required for further investigation. It is further submitted that the mother of the petitioner has filed CRM-M-34162 of 2017 and she has been granted anticipatory bail vide order dated 14.09.2017, which stands confirmed.

The learned State counsel, on instructions from HC Rajpal, has opposed the bail on the ground that there are allegations of beating one Vicky Singh.

Without commenting on the merits of the case, considering the fact that the mother of the petitioner, who is a co-accused, has been granted anticipatory bail and in view of the fact that on an earlier occasion, she has filed a petition before this Court for apprehending threat to her life and liberty at the hands of other co-accused and also in view of the fact that the petitioner is in judicial lock up since 07.09.2017 and challan has already been presented before the trial Court, the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.”

Learned counsel for the petitioner further submits that thereafter, co-accused Nasib Kaur was granted the concession of anticipatory bail vide order dated 09.11.2017 passed in CRM-M-34162-2017 and another co-accused Aman @ Bholu was granted regular bail vide order dated 27.04.2018 passed in CRM-M-16025-2018.

Learned State counsel, on instructions from HC Rajpal Singh, has opposed the prayer for bail on the ground that there are serious allegations against the petitioner in the FIR, however, it is not disputed that the petitioner is not involved in any other case.

Without commenting on merits of the case, considering the fact that co-accused of the petitioner namely Nasib Kaur has been granted anticipatory bail and in view of the fact that on an earlier occasion, she has filed a petition before this Court for apprehending threat to her life and liberty at the hands of other co-accused; two other co-accused of the petitioner namely Jaswinder Singh @ Mota and Aman @ Bholu have already been granted the concession of regular bail; the petitioner is in judicial lock up since 18.09.2017; challan has already been presented before the trial Court, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

08.05.2018

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No