

204.

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

CRM-M-29669-2018 (O&M)

Date of decision:01.10.2018.

PARMINDER SINGH

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Manbir Singh Batth, Advocate,
for the petitioner.

Mr.Rana Harjasdeep Singh, DAG, Punjab.

Mr.Rajesh Kapila, Advocate,
for the complainant.

HARI PAL VERMA, J.(Oral)

CRM-25573-2018

Prayer in the application filed under Section 482 Cr.P.C. is to
place on record Annexures P-8 to P-12.

For the reasons stated in the application, same is allowed and
the documents Annexures P-8 to P-12 are taken on record, subject to all just
exceptions.

CRM-M-29669-2018

Prayer in this petition filed under Section 438 Cr.P.C. is for
grant of anticipatory bail to the petitioner in case FIR No.136 dated
01.06.2018 registered under Sections 353, 186, 332, 34 IPC (Section 379-B
IPC added lateron) at Police Station Sadar Ferozepur, District Ferozepur.

As per FIR, Gurmail Singh, Panchayat Secretary and Gurpritam Singh, A.E. Block Ghall Khurd, were required to make enquiry/verification of the population at Village Janer regarding formation of new panchayat while making house to house visit. During this process, petitioner has forcibly torn the record and obstructed in the official duty of these officials.

Vide order dated 26.07.2018, petitioner was granted ad-interim bail by this Court.

Learned State counsel states that though the petitioner has joined the investigation, but he is not cooperating, and record is yet to be recovered.

Petitioner has filed a separate application i.e. CRM-25573-2018 for placing on record Annexures P-8 to P-12. Learned counsel for the petitioner has drawn attention of this Court to Annexure P-9 wherein the District Development and Panchayat Officer, Ferozepur has addressed a letter dated 01.06.2018 to the Director, Rural Development and Panchayat Department, Punjab. In this communication, there is a reference that report has been received from the Block Development and Panchayat Officer, Ghall Khurd and as per report, J.E. and Panchayat Secretary along with BDPO visited the spot. Survey was conducted by them after visiting house to house and in the survey, record of Anganwari work was also perused. It was found that total population of newly constituted Gram Panchayat Janer is 257, out of which, 57 people are from SC category whereas 200 people belongs to BC category.

I have heard learned counsel for the parties.

Considering the fact that whether the petitioner has really taken

investigation and noticing the averments made in Annexure P-9 sent by District Development and Panchayat Officer, Ferozepur to the Director, Rural Development and Panchayat Department, Punjab, the order dated 26.07.2018, whereby the petitioner was granted ad-interim bail, is made absolute.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

(HARI PAL VERMA)
JUDGE

01.10.2018
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.