

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

101+208

CRM No. 27556 of 2018 in/and
CRM-M-30995 of 2018

Sandeep Kumar

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Gazi Mohd. Umair, Advocate
for the petitioner.

Mr. A.S. Sandhu, Addl. AG, Punjab.

GURVINDER SINGH GILL, J.(ORAL)
CRM No. 27556 of 2018

In view of the reasons mentioned in the application, the same is allowed and the transcript of the video recording and also the CD are taken on record as Annexures P-2 and P-3, subject to all just exceptions.

Main Case

Petitioner seeks grant of anticipatory bail in respect of FIR No. 005 dated 07.01.2018, under Sections 353, 186, 506 and 34 IPC registered at Police Station Moonak, District Sangrur.

The FIR was registered at the instance of Balkar Singh, Patwari, Tehsil Moonak wherein he alleged that on 30.12.2017, petitioner Sandeep Kumar along with Naresh Kumar came in the office and asked for supplying a copy of Girdwari in respect of his land and he immediately supplied the same to Sandeep Kumar and asked for deposit of requisite Government fee. However, Sandeep Kumar instead of depositing the same started raising allegations and stated that the complainant sits there to collect illegal gratification and thereafter went away without depositing the fee. It is

further stated that on 02.01.2018 both the aforesaid persons again came to his office and asked him to enter mutation pertaining to family partition in the revenue record and when the complainant told them that the agreement in question was not proper and the mutation cannot be entered on the basis of the same, both the aforesaid persons went away and again came back on the next day and started recording his conversation on mobile phone and also abused him. When he objected to the same they manhandled him and threw away the articles lying in the office including the official record.

Notice of this petition was issued to State.

Learned State counsel has put in appearance and has informed that in fact the complainant has now furnished an affidavit that these documents and articles thrown by the accused were not original revenue documents and were rough papers only. The complainant has further deposed therein that the accused had merely thumped his hand on table and had not scattered the articles and that now the accused have admitted their fault and that he does not wish to take any action against them.

In view of aforesaid position, the petition for grant of anticipatory bail is accepted. In the event of the arrest of the petitioner, he shall be released on bail to the satisfaction of the Arresting Officer, subject to the conditions contained in Section 438(2) Cr.P.C.

August 28, 2018
Poonam (II)

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No