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

**CRM-M No.3332 of 2018
Date of Decision: 06.02.2018**

PARAMJIT SINGH AND ANOTHER.....Petitioners

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ashok Paul Batra, Advocate
for the petitioners.

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

RAJ MOHAN SINGH, J. (Oral)

Petitioners seek 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 & 4 of the Prevention of Damages of Public Property Act, 1984 and Sections 3 & 4 of Explosive Substances Act, 1908 at Police Station Bhikhi, District Mansa.

The aforesaid FIR was registered on the statement of the complainant Gurmeet Singh @ Geeti. The complainant alleged that he is the Panch of the village. Seva Kendra of the village is situated near grain market and Government dispensary of the village. When the complainant went to his fields for inspection at about 2.00 p.m., and while coming back,

he stopped outside the Seva Kendra which was closed. At about 3.30 p.m., seven unidentified young persons came on their motorcycles from the side of village Bir Khurd. They were duly armed with *rod*, *kirpan*, wooden *dandas* and petrol bottles. They were proceeding towards the Seva Kendra. They were exhorting that the Seva Kendra should be burnt. They started breaking the glasses of Seva Kendra with their arms. The complainant tried to stop them. They tried to kill the complainant by throwing petrol and lit the fire. The complainant withdrew from the place. The miscreants burnt the Seva Kendra by throwing petrol in front of the complainant. On raising alarm, Sabjinder Singh @ Sabi, Karnail Singh Bhau and other persons sitting in nearby Dharmshala attracted to the spot. On seeing them, all the miscreants fled away from the spot on their motorcycles.

Learned counsel for the petitioners submitted that the FIR was registered against the unidentified persons, who tried to kill the complainant by throwing petrol in protest of decision against the Head of Dera Sacha Sauda. The miscreants have broken the glasses of Seva Kendra. The persons present at the spot extinguished the fire immediately and the loss caused to the Seva Kendra was tentatively assessed to Rs.15,000/-.

Learned counsel further submitted that the petitioners were implicated solely on the basis of suspicion being the

followers of Dera. No specific roles have been ascribed against them. Petitioners are in custody since 29.09.2017 and challan has already been presented.

The aforesaid facts have not been disputed by the learned State counsel on instructions from ASI Balbir Singh.

Vide order dated 30.01.2018 passed in CRM-M No.1554 of 2018, this Court has granted regular bail to the co-accused Major Singh.

Taking into consideration the aforesaid facts and without adverting to the merits of the case at this stage, I deem it appropriate to enlarge the petitioners on regular bail, who are in custody since 29.09.2017.

In view of above, petition is allowed. Petitioners are ordered to be enlarged on bail. subject to their furnishing adequate bail bonds/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.

February 06, 2018

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No