

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44432-2018 (O&M)

Date of Decision:- 8.10.2018

Jaspal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Baltej Singh Sidhu, Advocate for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.149 dated 20.9.2018, under Sections 324, 323, 341, 148, 149 IPC and Section 3/4 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities Act), 1989, Police Station Gidderbaha, Muktsar Sahib.

Learned counsel for the petitioner contends that the present FIR is in fact politically motivated and was lodged on the day of polling pertaining to Election of Block Samiti and Zila Parishad in Village Babania, Block Gidderbaha and that a perusal of the FIR itself would show that a false FIR has been lodged, inasmuch as the allegations are to the effect that 11 persons had made the same objectionable utterances in unison which is highly unlikely. The learned counsel has further submitted that in fact the

petitioner is a responsible citizen and is an Engineer by profession, working as SDO (officiating) in Punjab State Tubewell Corporation and is also a Lambardar of his village and his wife is a Sarpanch and would not think of committing any such offence being a responsible government servant and that the fact that he is a Lambardar and his wife is a Sarpanch is one of the reasons for lodging this politically motivated FIR.

Having heard the learned counsel for the petitioner and without expressing any opinion on merits of the case, the petition is disposed of with a direction to the petitioner to surrender before the learned Special Court, Muktsar Sahib within one week from today and to file an application for grant of regular bail. In case, any such application is filed in forenoon during the next one week, the learned Special Court, Muktsar Sahib shall endeavour to dispose of the same expeditiously, preferably on the same day itself.

The petition stands disposed of with the aforesaid directions.

October 8, 2018

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No