

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

CRM-M-6541 of 2018

Date of Decision: April 02, 2018

Davinder Singh

....Petitioner

Versus

State of Punjab.

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. Kulbhushan Raheja, Advocate
for the petitioner.

Rajan Gupta, J (Oral)

Petitioner, who was declared as PO, seeks pre-arrest bail. In view of judgment rendered in **State of M.P Vs. Pradeep Sharma, 2014 (2) SCC 171**, his plea cannot be considered under Section 438 Cr.P.C.

Dismissed.

However, petitioner is thus relegated to the remedy of seeking regular bail before the trial court. In case, he surrenders within 10 days from today and applies for regular bail, his plea shall be decided within 10 days thereafter. Petitioner shall be at liberty to rely upon precedents with regard to the parameters laid down for grant of bail in case of accused summoned in exercise of power under Section 319 Cr.P.C.

**(Rajan Gupta)
Judge**

April 02, 2018

BB

Whether speaking/reasoned Yes/No

Whether reportable: Yes/No