

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.6897 of 2018
Date of Decision-28.03.2018

Suraj Bhan ... Petitioner
Versus
State of Punjab ... Respondent

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

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

Mr. Hittan Nehra, Addl., AG, Punjab.

RAJ MOHAN SINGH, J.

[1]. Petitioner seeks 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 to Public Property Act, 1984 and Sections 3 & 4 of Explosive Substances Act, 1908 at Police Station Bhikhi, District Mansa.

[2]. The aforesaid FIR was registered on the statement of Gurmeet Singh @ Geeti with the allegations that he is a farmer and Panch of the village. Seva Kendra of the village is situated near grain market and Government dispensary of the village. At about 2.00 p.m., when the complainant went to his fields for inspection and while coming back, he stopped outside the Seva Kendra which was closed due to prevailing circumstances. At about 3.30 p.m., seven unidentified young persons came on their motorcycles from the side of village Bir Khurd. They were armed with *rod, kirpan*, wooden *dandas* and petrol bottles. They were

proceeding towards Seva Kendra. They said in one voice that 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. Complainant shouted loudly, then Sabjinder Singh @ Sabi, Karnail Singh Bhau and other persons sitting in nearby Dharmshala attracted to the spot. On seeing them, all the seven persons fled away on their motorcycles towards village Mohar Singh Wala. The FIR was registered against the unidentified persons, who tried to kill the complainant by throwing petrol in protest and the decision against 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 be Rs.15,000/-.

[3]. Learned counsel for the petitioner submitted that the complicity of the petitioner would remain debatable as he was implicated solely on the basis of suspicion being follower of Dera Sacha Sauda. Learned counsel further submitted that FIR was registered against unidentified persons, who tried to kill the complainant by throwing petrol in protest against the decision of CBI Court, vide which the Head of Dera Sacha Sauda was convicted and sentenced. 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 be Rs.15,000/-.

[4]. Co-accused Varinder Singh @ Barinder Singh @ Binta has already been granted regular bail by this Court vide order dated 21.02.2018 passed in CRM-M No.5786 of 2018. Similarly, Major Singh has been granted regular bail by this Court vide order dated 30.01.2018 passed in CRM-M No.1554 of 2018. Amit Kumar @ Gaggi has been granted regular bail by this Court vide order dated 16.02.2018 passed in CRM-M No.522 of 2018. Paramjit Singh and Avtar Singh have been granted regular bail by this Court vide order dated 06.02.2018 passed in CRM-M No.3332 of 2018.

[5]. No specific role has been ascribed to the petitioner. Petitioner is in custody since 12.09.2017. Challan has already been presented.

[6]. The aforesaid statement of fact has not been denied by learned State Counsel.

[7]. Taking into totality of facts and circumstances of case and without meaning anything on the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

[8]. Nothing expressed hereinabove would be construed to be an expression of any opinion on the merits of the case.

(RAJ MOHAN SINGH)
JUDGE

28.03.2018
Prince

Whether Reasoned/Speaking	Yes/No
Whether Reportable	Yes/No