

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No.M-7963 of 2018 (O&M)
Date of decision : 04.07.2018

Surjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Puneet Kumar Bansal, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.36 dated 02.0.2007, registered under Sections 323, 148, 149 IPC at Police Station GRP, Ferozepur, District Ferozepur.

It is the case of the prosecution that the petitioner was employee on the bus for the purpose of checking tickets. On 31.08.2007, he alongwith his colleague Gurpreet Singh was checking tickets of the passengers. However, 4-5 students were sitting in the bus and they were travelling without ticket. When the petitioner demanded the ticket, they started abusing him and then all of them caught hold the petitioner. It is the allegation against the petitioner that he caught the complainant from the neck.

The petitioner could not be arrested and ultimately he was declared proclaimed offender. However, trial was initiated against co-accused Jaskaran Singh and Gurdeep Singh. After conclusion of trial, they

have been acquitted vide judgment dated 27.07.2012.

Now the petitioner has joined the investigation and fresh report under Section 173 Cr.P.C. has been submitted and trial has been initiated.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Ordered accordingly.

Resultantly, the interim order dated 23.02.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(RAJ SHEKHAR ATTRI)
JUDGE

04.07.2018
mamta-M

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No