

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

MAMTA
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**CRM-M No.1480 of 2019
Date of Decision:.31.01.2019**

Shingara Singh and another Petitioners

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Aminder Singh, Advocate for the petitioners.
Mr.C.L.Pawar, Sr.DAG, Punjab.

MAHABIR SINGH SINDHU, J. (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of pre arrest bail to the petitioner in case FIR No. 145 dated 31.12.2018, under Sections 353,186 and 506 of the Indian Penal Code (for short 'IPC') and Section 124 of the Punjab State Election Commission Act, 1994 (for short 'the Act'), registered at Police Station Sadar Sangrur, District Sangrur.

It is contended by learned Counsel for the petitioners that petitioner no.2 Bharat Singh is a returned candidate and therefore, there was no occasion for him to destroy the votes.

Further contended that petitioner no.1 Shingara Singh is also not involved in any manner and the allegations against him in the FIR are totally false.

Learned State counsel has opposed the contentions and submitted that both the petitioners are facing numerous criminal cases and details of which have been shown to this Court.

Heard both sides and perused the paper book.

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Undisputedly, apart from the present case, petitioner no.1 is facing trial in ten number of cases and out of them five are registered under Section 307 IPC. Similarly, petitioner no.2 is also an accused in nine criminal cases and out of them three are under Section 307 IPC.

In view of the above, it is apparently clear that both the petitioners are having criminal background and this Court has no option except to decline the concession of pre arrest bail to the petitioners, and hence, the instant petition stands dismissed.

The above observations may not be construed as an expression of opinion on merits of case.

31.01.2019
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(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>