

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

**CRM-M-46810-2018**  
**Date of decision: 22.08.2019**

**Nirmal Singh Pawla**

**...Petitioner**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Naveen Bawa, Advocate  
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. G. S. Pannu, Advocate  
for the complainant.

**ARVIND SINGH SANGWAN, J. (Oral)**

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 45 dated 26.01.2018, registered under Sections 436, 457, 380 and 427 of the IPC at Police Station Daba, District Police Commissionerate, Ludhiana.

As per the allegations in the FIR, on 26.01.2018, complainant Manjit Singh got registered the aforesaid FIR that when he returned from his work place on 18.01.2018, he found that the locks of his house were broken and his house was set on fire. The wooden fittings in the house like doors were burnt and the entire articles lying in the house were taken away. It is further stated that on inquiry, complainant came to know that the

petitioner is responsible for the said incident as on 15.01.2018, the house was got vacated from the petitioner on the orders of Court.

Vide order dated 23.10.2018, while issuing notice of motion, the petitioner was granted concession of interim anticipatory bail on the ground that there is a delay of five days in lodging of the FIR and as per the version in the FIR, some unknown person has put the house of the complainant on fire and the petitioner has been named only on the basis of the suspicion.

Thereafter, on various dates, the petitioner was directed to rejoin the investigation as it was stated by the Investigating Officer that the petitioner is not cooperating in the investigation.

Even today, learned State counsel, on instructions from ASI Balwinder Singh, has submitted that the petitioner is not cooperating in investigation.

Learned counsel for the petitioner has submitted that though the petitioner has joined investigation but he is unable to effect the recovery.

Learned counsel for the complainant has argued that the petitioner is involved in three more FIRs i.e. FIR No. 136 dated 26.05.2017, under Sections 457, 380, 427, 506, 323, 149 of the IPC, FIR No. 110 dated 30.03.2018, under Sections 420, 120-B of the IPC and FIR No. 36 of 2017, under Section 420 IPC, all registered at PS-Daba, District Police Commissionerate, Ludhiana, and the petitioner is a habitual offender.

After hearing learned counsel for the parties, I find that despite availing four opportunities, the petitioner has failed to cooperate with the Investigating Officer.

Therefore, considering the serious allegations against the petitioner, I do not find any ground to grant him concession of anticipatory bail.

Petition stands dismissed.

22.08.2019

*Waseem Ansari*

(ARVIND SINGH SANGWAN)  
JUDGE

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*