

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

- (I) CRM-M-49297-2018
Date of Decision:26.02.2019
- Navraj Singh @ Harry
.....Petitioner
- Versus
- State of Punjab
.....Respondent
- (II) CRM-M-49557-2018
- Bua Dass @ Buntty
....Petitioner
- Versus
- State of Punjab
....Respondent
- (III) CRM-M-50366-2018
- Karan Sabbarwal @ Kannu
....Petitioner
- Versus
- State of Punjab
....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Ms. Jasneet Mehra, Advocate for
the petitioner in **CRM-M-49297-2018 &
CRM-M-50366-2018.**

Ms. Arpi Kaur, Advocate for
Mr. Rahul Bhargava, Advocate
for the petitioner in **CRM-M-49557-2018.**

Mr. R.S. Thind, DAG, Punjab in
all the cases.

GURVINDER SINGH GILL, J. (ORAL)

1. This order shall dispose of the aforementioned petitions filed on behalf of the petitioners-Navraj Singh @ Harry, Karan Sabbarwal @ Kannu and Bua Dass @ Buntty seeking anticipatory bail in respect of FIR registered against them vide FIR No.50 dated 5.10.2018 under Sections 341, 379, 295, 323, 506, 332, 148, 149 of the Indian Penal Code and Sections 25/27 of Arms Act, Police Station Mohkampura, District Amritsar City.
2. The FIR was lodged at the instance of Jeet Singh Bhatia, Councillor wherein it has been alleged that on 5.10.2018, he was attacked by 6/7 male persons accompanied by four ladies, who abused him and also snatched his gold chain. The complainant identified four of the persons to be Mohna, Tida, Nivraj Singh and Kanu.
3. Learned counsel for the petitioners have submitted that the FIR has been lodged on account of political rivalry and that the said fact would be evident from the perusal of the FIR itself, wherein the complainant himself stated that he had been attacked on account of political rivalry. Learned counsel for the petitioners submitted that in any case, the complainant had not sustained any injury and nothing is to be recovered from the petitioners.
4. Opposing the petitions, the learned State counsel has submitted that since Navraj Singh @ Harry as well as Karan Sabbarwal @ Kannu are specifically named in the FIR, no ground for grant of bail is made out. It has however been informed that the petitioners-Navraj Singh @ Harry as well as Karan Sabbarwal @ Kannu have since joined

investigations.

5. Having regard to facts and circumstances of the case and in view of the fact that the petitioners-Navraj Singh @ Harry as well as Karan Sabbarwal @ Kannu are stated to have joined investigation, in my opinion, it is a fit case for grant of anticipatory bail. The petitions, as such are accepted and interim directions issued vide order dated 16.11.2018 passed in CRM-M-50366-2018 and vide order dated 2.11.2018 passed in CRM-M-49297-2018 are made absolute subject to the condition that the petitioners-Karan Sabbarwal @ Kannu and Navraj Singh @ Harry would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.. The petition bearing CRM-M-49557-2018 is accepted with a direction that in the event of arrest of the petitioner-Bua Dass @ Bunty, he shall be released on bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.
7. The petitions are accepted in the abovementioned terms.
8. It is, however, clarified that none of the observations made above shall be construed to be an expression on merits of the main case.

(GURVINDER SINGH GILL)
JUDGE

26.02.2019

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Whether reasoned / speaking?

Yes / No

Whether reportable?

Yes / No