

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-35155 of 2019
Date of Decision: 28.08.2019

Satnam Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Ravi Chadda, Advocate
for the petitioner.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.164 dated 07.09.2017 registered for the offences punishable under Sections 307, 353, 186, 332, 148 and 149 of Indian Penal Code, at Police Station Ladhawal, District Ludhiana.

Heard.

As per case of prosecution, different police parties on receipt of secret information have conducted raids in the area of village Khaira Bet near Sutlej river. The police party led by HC Bisham Dev was attacked by several persons including petitioner, who were armed with swords, *dandas*, iron rod and in the incident Constable Ravneet Singh received three injuries and HC Bisham Dev received four injuries including one on his head.

Learned counsel for the petitioner submits that petitioner is not named in the FIR. It is alleged that he is named therein by his nick name, which is not correct.

As per case of prosecution, petitioner was member of unlawful assembly, which attacked the police party and caused injuries to Constable Ravneet Singh and HC Bisham Dev. While declining bail to petitioner, learned Additional Sessions Judge, Ludhiana has taken note of the fact that the petitioner is named in the FIR by his nick name. The investigating officer has also represented before the Court that there is no dispute regarding his identity.

Keeping in view the nature of allegation that petitioner alongwith other members of unlawful assembly has taken law in his hand and attacked the police party, I am of the opinion that grant of anticipatory bail to petitioner at this stage will convey a wrong signal to society.

Keeping in view above fact and gravity of offence, I find no reason to grant the anticipatory bail to petitioner at this stage.

Dismissed.

August 28, 2019
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No