

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46901-2019

Date of Decision: 16.11.2019

Sadha Singh @ Sadhu Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. P.B.S. Goraya, Advocate for the petitioner.

...

Manoj Bajaj, J.

Petitioner has filed this second petition under Section 438 Cr.P.C. for grant of anticipatory bail in a case FIR No.39 dated 12.05.2019, under Sections 307, 323, 353, 186, 427 and 34 IPC, 1860, registered at Police Station Jhabal, District Tarn Taran.

FIR was lodged on the complaint of ASI Gurmeet Singh wherein it was alleged that he along with other officers was present at bus stand, on election duty, when a secret information was received that Paramjit Singh @ Pamma, Gurwant Singh accompanied by Sadha Singh, Navdeep Singh @ Navi, who were accused in FIR No.01 dated 01.01.2019 under Section 307, 452, 323, 506, 148, 149 IPC and Sections 25, 54 and 59 of the Arms Act were going towards their farm house in their white colour swift car bearing registration No.PB-02-AC-5740 and if a check post is set up, they can be apprehended. As per the complainant, when the vehicle was signaled to stop then Sadha Singh exhorted and said "run over them, lets see". The police made an attempt to chase the said vehicle. However, Paramjit Singh with an intention to kill, hit his car against vehicle of the

complainant, which fell in the wheat fields, and over turned. On these broad allegations, FIR was registered.

Learned counsel for the petitioner contends that the present petitioner was sitting on the rear seat of the car and he only raised lalkara. Even there is no MLR of any of the injured police officer. He has placed reliance upon order dated 25.09.2019 (Annexure P-2) passed by this Court, whereby the main accused Paramjit Singh has been granted the benefit of anticipatory bail .

During the course of hearing, it is not disputed that the first petition of the petitioner for grant of anticipatory bail was considered by this Court on merits vide order dated 27.08.2019 (Annexure P-1). The said order reads as under:

“After hearing arguments for sometime, when this Court was not inclined to issue notice of motion, learned counsel for the petitioner wishes to withdraw this petition.

Dismissed as withdrawn.”

In view of above, the second petition for grant of anticipatory bail is not maintainable.

The petition is dismissed.

16.11.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No