

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

Sr. No.108

CRM-M-51928-2019

DECIDED ON: December 06, 2019

MANJOT SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Vipin Mahajan, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks anticipatory bail in FIR No.61, dated 19.09.2019 registered at Police Station Sekhwan, Police District Batala, District Gurdaspur under Sections 452, 304, 148 & 149 IPC.

2. Learned counsel for the petitioner submits that the petitioner is not named in the FIR. According to the contents thereof, the petitioner was not even present at the spot. In the supplementary statement, Nirmal Kaur w/o Malwinder Singh has mentioned the presence of the petitioner also. However, the push to the mother of the complainant is not attributed to him.

3. Notice of motion.

4. Mr. P.S. Walia, AAG, Punjab, accepts the notice on behalf of State of Punjab. Two copies of the paper book be supplied to him during the course of the day.

5. Mr. Inderjit Sharma, Advocate, puts in appearance on behalf of the complainant by filing his power of attorney, which is taken on record.

CRM-M-51928-2019

6. Learned counsel of the complainant opposes the prayer and states that the petitioner was also a member of the unlawful assembly which illegally entered into the Dera of the complainant and grappled with them. Such an action on the part of the petitioner cannot be condoned and he deserves to be treated strictly. He, however, does not deny that the push to the deceased is not attributed to the petitioner.

7. In view of the fact that there is no allegation that the petitioner was involved in causing the death of the mother of the complainant and because no recovery is to be effected from him, I deem it appropriate to grant anticipatory bail to him.

8. The petitioner is directed to join investigation at the first instance on 20.12.2019. Thereafter, he shall join investigation as and when required by the Investigating Officer. In the event of his arrest, he shall be released on bail on furnishing bail and surety bonds to the satisfaction of the Arresting/Investigating Officer, subject to the provisions of Section 438(2) Cr.P.C.

9. The petition stands disposed of.

December 06, 2019

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No