

107

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.17580 of 2020 (O&M)

Date of decision: 13.07.2020

Mahant Prem Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.S. Randhawa, Advocate
for the petitioner.

Mr. Sidakmeet S. Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of transit bail to the petitioner, who is apprehending arrest in FIR No.160 dated 19.06.2020 registered under Sections 420/467/468/471/120-B IPC at Police Station Kankhal, District Haridwar (Uttar Pradesh).

Counsel for the petitioner has argued that previously an FIR No.527 dated 12.06.2019 under Sections 420/406/467/468/471/120-B IPC at Police Station Thanesar, District Kurukshetra, has been registered and as a counter-blast to the same, the present FIR has been registered and the petitioner is ready to face the trial. Counsel for the petitioner has, thus, argued that the petitioner may be granted transit bail for a period of 20 days. Counsel for the petitioner has relied upon the judgment “***Mahesh Kumar Sarda @ Maheswari vs Union of India***”, 2000(4) RCR (Criminal) 129.

Counsel for the State has not disputed the factual position.

It has been held in ***Mahesh Kumar Sarda's case (supra)***

HEARD THROUGH VIDEO CONFERENCING

that the High Court/Sessions Court can grant transit anticipatory bail with regard to an offence which has been committed outside the jurisdiction to enable the accused persons to appear before the competent Court of law having jurisdiction and apply for appropriate relief.

After hearing the counsel for the parties, considering the submissions made in the case and in view of the law laid down in ***Mahesh Kumar Sarda's case (supra)***, this petition is disposed of with a direction that the arrest of the petitioner shall remain stayed for a period of 20 days from today, to enable him to file an appropriate application for anticipatory bail before the District Courts at Haridwar (as applicable).

Disposed of accordingly.

(ARVIND SINGH SANGWAN)
JUDGE

13.07.2020
yakub

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No