

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17833-2020 (O&M)

Date of decision: 08.07.2020

Sandeep and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. M.S. Atwal, Advocate
for the petitioners.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.128 dated 08.06.2020 under Sections 452, 506, 148, 149 IPC, registered at Police Station Dasuya, District Police, District Hoshiarpur.

Learned counsel for the petitioners submits that except offence under Section 452 IPC, other offences are bailable. It is further submitted that the FIR has been registered after a delay of 15 days at the instance of complainant, who is Sarpanch of the village and there is party faction in the village, as the complainant belongs to the ruling party. It is also submitted that there is only allegation in the FIR that accused party came to his house armed with weapons, however, when they raised voice, the accused persons ran away from the spot. It is also stated in the FIR that thereafter, from the date of incident till registration of the FIR, the parties were trying to settle the dispute

by way of compromise, which could not be materialized. Learned counsel further submits that the petitioners are not involved in any other case.

Notice of motion.

On asking of the Court, Mr. Ajay Pal Singh Gill, AAG, Punjab accepts notice on behalf of the respondent-State and he has not disputed the factual position.

After hearing learned counsel for the parties, considering the facts and circumstances of the case, this petition is allowed and the petitioners are granted anticipatory bail subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

08.07.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No