

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

CRM-M-22037-2020

Date of Decision: 07.08.2020

Pritpal Singh Batra @ Giffy

.....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Harnaresh Singh Gill

Present: Mr. Arjun Veer Sharma, Advocate,
for the petitioner.

Harnaresh Singh Gill, J (Oral).

Case is taken up for hearing through Video Conferencing.

The petitioner has filed the present petition under Section 482 Cr.P.C. seeking directions to respondent Nos. 2 and 3 to take strict penal action against respondent Nos. 4 to 7, for the alleged atrocities committed against him by them, while the petitioner was in police custody in FIR No. 62 dated 8.07.2019 registered under Sections 22, 29, 61 and 85 of the Narcotic Drugs and Psychotropic Substances Act, 1985. He has further sought directions to respondent Nos. 2 and 3 to conduct a fair and impartial investigation in FIR No. 110 dated 27.06.2020 registered under Sections 323, 324, 341, 34 IPC at Police Station Kotwali, Nabha, Patiala.

Learned counsel appearing for the petitioner contends that various atrocities were committed against him by the police, while he was in custody in FIR No. 62 dated 08.07.2019 and that the police had also trimmed his hair thereby breaching and shattering his religious faith.

The petitioner was granted regular bail by a Coordinate Bench of this Court vide order dated 19.06.2020 passed in CRM-M-13423-2020. In that petition, though the petitioner had raised the alleged plea of demand of bribe by the police officials, yet no plea regarding alleged atrocities committed against him, was raised.

Still further, there is no denying the fact that the petitioner is a previous convict besides being an accused in FIR No.62 dated 08.07.2019 aforesaid. Another case bearing FIR No.110 was registered against the petitioner on dated 27.06.2020.

FIR No. 110 was registered against the petitioner on 27.06.2020 i.e. after grant of regular bail in case FIR No.62 dated 8.7.2019 by a Coordinate Bench of this Court on 19.06.2020. The petitioner is a previous convict. The antecedents of the petitioner clearly establish that he is a habitual offender and is involved in number of cases.

The allegations made by the petitioner that the police has committed atrocities against him during custody, seem to have been made in order to stall the investigation in

FIR No.110 aforesaid, which was admittedly registered after the grant of regular bail to the petitioner by this Court in FIR No. 62 aforesaid. If the petitioner had been subjected to the alleged atrocities, he was at liberty to bring the same to the notice of the trial Magistrate. Moreover, no such plea had been raised by the petitioner, during the course of hearing in the earlier bail petition i.e. CRM-M-13423-2020.

In view of the above, finding no merit in the present petition, the same is dismissed.

07.08.2020
ds

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No