

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

208

**CRM-M-27077-2020
Decided on : 26.10.2020**

Raj Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr.Vikram Bali, Advocate, for the petitioner.

Mr.H.S.Rana, DAG, Punjab.

(The proceedings are being conducted through video conferencing,
as per instructions.)

G.S. Sandhawalia, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C., by the petitioner for grant of pre-arrest bail in FIR No.108 dated 10.07.2020 lodged under Sections 353, 354, 506, 509, 186 IPC, 1860 at Police Station Bullowal District Hoshiarpur.

A perusal of the FIR would go on to show that the allegations against the petitioner, who is a Sarpanch are of stopping the Excise & Taxation Inspector, Manjit Kaur from performing her duties of checking the liquor business in the area and bad mouthing her. He is stated to have pushed ASI-Swarn Singh also. It is on this account the anticipatory bail of the petitioner was dismissed by the Addl.Sessions Judge, Hoshiarpur.

Counsel for the petitioner submits that the petitioner has joined investigation and nothing is to be recovered from him and no useful purpose would be served by taking him in custody. Said fact is vouched by the State Counsel, on instructions from SI-Maninder Singh. He further submits that petitioner does not have any other case of similar nature pending against him.

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Counsel for the petitioner further submits that irreparable loss and injury would be caused to the petitioner as he is an elected representative and liable to be placed under suspension and then liable to be removed on that account.

Accordingly, keeping in view the fact that the petitioner's antecedents are clean as he is not involved in any other case of similar nature, the interim bail order is liable to be confirmed, in the facts and circumstances.

Accordingly, in view of the above, the interim bail granted on 16.09.2020 is made absolute.

Petition stands disposed of.

OCTOBER 26, 2020
sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No