

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

**CRM-M No. 27609 of 2020
Date of decision: 14.09.2020.**

Kulwant Singh Petitioner.
Versus
State of Punjab Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Prince Sharma, Advocate, for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab, for the respondent.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 135 dated 16.07.2020, under Sections 447, 448, 427, 506, 379 and 149 of the Indian Penal Code, 1860, registered at Police Station Bhikhiwind, District Tarn Taran.

Learned counsel for the petitioner contends that the allegations in the FIR are that when the demarcation was being carried out, the petitioner had tried to disrupt the process and had brought down the demarcation pillars. No one was injured in the occurrence. He also contends that although it is stated in the FIR that the demarcation was being carried out in the presence of the revenue officials, but no revenue official has lodged a complaint in this regard. He also contends that the FIR has been registered on account of political rivalry. He further contends that similarly situated co-accused, namely, Kashmir Kaur, Amarjit Singh, Gursewak Singh, Rajjo

alias Rajbir Kaur and Gural Singh Numberdar have been granted anticipatory bail by this Court by order dated 10.09.2020.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab, accepts notice on behalf of the respondent. He contends that in view of the gravity of the offence alleged to have been committed by the petitioner, he is not entitled to the concession of anticipatory bail.

Without expressing any opinion on the merits of the case and in view of the submissions of learned counsel for the petitioner, I deem it a fit case to grant the concession of anticipatory bail to the petitioner.

Therefore, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so, he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 of the Code of Criminal Procedure, 1973 ('Cr.P.C.' - for short). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed of in the aforementioned terms.

(ANUPINDER SINGH GREWAL)
JUDGE

14.09.2020

Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No