

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

CRM-M No.36587 of 2019 (O&M)

Date of Decision:20.01.2020

Parambir Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. B.S. Jaswal, Advocate,
for the petitioners.

Mr. M.S. Nagra, AAG, Punjab
for the State.

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed by the petitioners seeking grant of anticipatory bail in case FIR No.156 dated 05.07.2019 under Sections 379, 434 IPC and 21(1) of the Mines and Minerals (Development and Regulation) Act, 1957, Police Station Beas, District Amritsar.

Learned counsel for the petitioners has submitted that the petitioners have joined the investigation in pursuance of the order dated 02.09.2019 and they have cooperated with the Investigating Agency.

Per contra, learned State counsel, on instructions from ASI Charanjit Singh, has submitted that after the passing of the order dated 02.09.2019, the petitioners, although, joined investigation, but they have not cooperated in the investigation process and they have not produced the tractor with which the Burjis fixed by the Revenue Authorities, were demolished and the present FIR was lodged on the request of the Sub

Divisional Magistrate of the concerned Sub Division. He has further stated that the Burjis have been demolished by the petitioners with the Tractor with which he had cultivated the land belonging to the government because it was being used a path adjacent to Small Canal.

After hearing learned counsel for the petitioners and perusal of the records, the petitioners were granted interim protection by this Court vide order dated 02.09.2019 and in pursuance thereof, they have admittedly joined the investigation, but as per the stand taken by the learned State counsel, they have not cooperated with the police authorities and the matter is of serious nature as the allegations pertained to the effect that the petitioners have demolished the Burjis and have cultivated the land which belonged to the State.

In view of the fact that the petitioners have not cooperated with the police authorities despite the interim protection granted by this Court vide order dated 02.09.2019, I do not find any merit in this petition. The same is, therefore, dismissed.

However, this is not to be treated as expression of any opinion or observations regarding the merits of the case.

(JASGURPREET SINGH PURI)
JUDGE

20.01.2020
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No