

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

107

CRM-M-18846 of 2021

Date of decision:13.5.2021

Dinesh Kumar @ Dinesh

... Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.K.S.Dhillon, Advocate,
for the petitioner

...

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conferencing.

By this petition, the petitioner seeks the concession of anticipatory bail, upon FIR no.79, dated 20.7.2019, having been registered at Police Station Cantt., Police Commissionerate Jalandhar, alleging therein the commission of offences punishable under Sections 376/384/328/120-B of the IPC.

Learned counsel for the petitioner submits that the complainant herself being an employee in the Punjab Armed Police, as is her husband and the petitioner himself, it is not believable that for a period of 4 months, from 14.3.2019 to 15.7.2019, she would keep silent about such an occurrence.

Notice of motion.

Mr.Amit Mehta, learned Sr. DAG, Punjab, accepts notice at the

asking of the court.

He submits that the petitioner in fact was declared to be a proclaimed offender in January this year and therefore he cannot be admitted to anticipatory bail.

Though I would otherwise tend to agree with the petitioner (for the purpose of this petition only), as regards an employee of the police keeping silent about such an incident for 4 months; yet, with the petitioner having been declared to be a proclaimed offender despite him being an employee of the police, I find no reason to entertain this petition, which is consequently dismissed.

Obviously, upon him surrendering before the trial court and submitting any petition under the provisions of Section 439 of the Cr.P.C., that would be considered and decided wholly on its own merits.

13.5.2021
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No