

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM-M-17415 of 2021

Date of decision:27.4.2021

Rajan

... Petitioner

versus

State of Punjab

... Respondent

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

Present: Mr.R.S.Pathania, 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.47, dated 24.3.2021, having been registered at Police Station Dasuya, District Hoshiarpur, alleging therein the commission of offences punishable under Sections 379-B/323/427 of the IPC.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR and has allegedly been named on a disclosure statement made in police custody, by one of the two persons named in the FIR as an accused, i.e. by Sahil Kumar, with there being no other criminal case registered against him.

Notice of motion.

Mr.S.S.Deol, learned DAG, Punjab, accepts notice at the asking

of the court.

Upon query, he does not deny the aforesaid contentions, including the fact that there is no other criminal case registered against the petitioner.

Upon a query having been put by this court to learned counsel for the petitioner as to how the police would even know the petitioners' name if he is not a history sheeter, unless such name was actually disclosed by those who were arrested, he submits that he “may have been named by some other persons”.

As to why somebody completely unknown would be named, I find it difficult to understand for the purpose of this petition at least; and consequently finding no merit in this petition, it is dismissed *in limine*.

However, nothing stated hereinabove shall be stated to be an observation on the merits of the case for or against the petitioner or his co-accused, all such observations having been made only in the context of a petition seeking anticipatory bail.

27.4.2021
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No