

CRM-M-28384-2021

Date of Decision: 02.08.2021

Balbir Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Upender Prasher, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

By this petition, the petitioner seeks the concession of 'pre-arrest bail' upon FIR No. 0031 having been registered at Police Station Beas, District Amritsar (Rural), on 14.03.2020, alleging therein the commission of offences punishable under the provisions of Sections 420/120-B of the IPC (with Sections 419 and 201 of the IPC having been added later).

This matter having been adjourned on the first date that it came up for hearing on the request of learned counsel for the petitioner; thereafter, on 29.07.2021, it was ordered to be heard today, along with the connected petition, i.e. CRM-M-23735-2020.

Learned counsel for the petitioner submits that the petitioner only having been shown to have accompanied the other accused to Chintpurni and having impersonated one Vasudev, which is still to be established, he would be entitled to the concession of anticipatory bail.

Notice of motion.

On the asking of the court, Mr. Sidakmeet Sandhu, A.A.G, Punjab, accepts notice on behalf of the respondent-State.

He submits that the petitioner was, in fact, declared to be a proclaimed offender on 15.03.2021, on him not having joined investigation at all, and therefore he does not deserve the concession of anticipatory bail.

In view of the fact that the petitioner has already been declared to be a proclaimed offender, I agree with learned State counsel that he would not be antititled to the concession of anticipatory bail.

Consequently, this petition is dismissed.

However, it is made clear that nothing observed hereinabove will be taken to be a comment on the actual merits of the case for or against the petitioner, which would be wholly gone into by the trial court wholly on the basis of evidence led before it.

August 02, 2021
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No.