

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

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**CRM-M-2409-2022
Date of Order: 21.01.2022**

GURNAM SINGH

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rajesh Pal, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

ANIL KSHETARPAL, J(Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for pre-arrest bail in a criminal case arising from FIR No.237, dated 06.09.2021, registered under Section 379 IPC (Section 419 IPC and Section 21 of Mines and Minerals (Development and Regulation) Act, 1957, added later on), at Police Station Phillaur, District Jalandhar, Punjab.

As per the case of the prosecution, on a secret information, a tractor trolley driven by Kamal Kumar son of Surjit Ram was intercepted and it was found that the trolley was loaded with illegally mined sand. Sh. Kamal Kumar, thereafter, used his mobile phone in order to contact the petitioner who impersonated as a Member of the Legislative Assembly, Punjab, and misbehaved with the police officials in order to get Kamal Kumar released.

The learned counsel representing the petitioner contends that the petitioner has been falsely implicated in the present FIR.

It is evident that the petitioner did not join the investigation, although, the Court of Sessions issued specific directions, in this regard. Furthermore, the petitioner has not only impersonated as MLA but is also alleged to have tried to interfere in the discharge of duty of a public servant.

Hence, no ground to grant the concession of pre-arrest bail to the petitioner is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

January 21, 2022

Ay/Chetan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No