

Hardeep Singh and another

.....Petitioners

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Amandeep Singh Manaise, Advocate,
for the petitioners.

Mr. Harmandeep Singh Salar, D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

By this petition, the petitioners seek the concession of 'pre-arrest bail', upon FIR No. 90 having been registered at Police Station Shri Hargobindpur, Police District Batala, on 30.08.2021, alleging therein the commission of offences punishable under the provisions of Sections 506/148/149 of the IPC and Sections 3 & 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Pursuant to the order dated 18.02.2022, an affidavit of the Senior Superintendent of Police, Police District Batala, dated 07.03.2022, has been filed in court today, which is ordered to be taken on record.

Learned counsel for the petitioners points to paragraph 8 thereof in which it is stated as follows:-

*“That it is further respectfully submitted
that earlier the DSP, Sri Hargobindpur was conducting
investigation in the present matter, who has recorded*

case diary no. 10, dated 10.01.2022 to the effect that no evidence has come on record, which could substantiate the allegations of complainant against the petitioners. Further, for providing opportunity to demonstrate the material in support of his allegations, the complainant was served numerous 'parwanas', however he chose not to appear. Consequently, the Superintendent of Police (PBI), Batala, recorded case diary no. 13, dated 01.03.2022 to that effect and made recommendation for directing Deputy Superintendent of Police, Sri Hargobindpur for preparing cancellation report in the present matter.”

That being so, with the competent court to naturally consider any report filed before it in its own wisdom, as regards this petition, it is allowed, with the interim order passed on 11.10.2021 made absolute, on the same terms and conditions.

March 08, 2022
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.