

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.15649 of 2023
Date of decision: 21st July, 2023

Amar Singh @ Ambu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Amarjot Kaur, Advocate for
Mr. B.S. Bhalla, Advocate for the petitioner.

Mr. Subhash Godara, Addl. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of anticipatory bail
in FIR No.197 dated 20.08.2022 for the offences under Section 304
IPC registered at Police Station Dharamkot, District Moga.

On 28.03.2023, while noticing the following submissions
made by learned counsel for the petitioner, this Court had granted the
concession of interim bail to the petitioner and asked him to join
investigation.

*“Learned counsel for the petitioner inter alia
contends that the petitioner has been falsely
implicated in the case in hand on account of some
political vendetta as he had supported one Pipal
Singh, Sarpanch in the Election against one
Baljinder Singh, who had cordial relations with the
complainant and his family. He has further submitted*

that even a bare reading of the contents of the FIR reveals that totally vague allegations have been levelled against as many as 10 persons including the petitioner of getting the deceased addicted to drugs, and as result of over dose of drugs, the deceased died. He still further submits that similarly situated co-accused have since been extended the concession of bail by this Court vide order dated 24.02.2023 passed in CRM-M No.9894 of 2023 and the petitioner is ready to join the investigation and cooperate with the investigating agency.”

Thereafter, on the statement made by the learned State counsel that the petitioner had not joined investigation in compliance of the above said order dated 28.03.2023, he was again directed to join investigation vide order dated 07.07.2023.

Learned counsel for the petitioner submits that in compliance of the order dated 07.07.2023, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel on instructions has apprised the Court that no doubt the petitioner has joined investigation in compliance of the order dated 07.07.2023, however, there had been a material concealment from this Court as it had been stated in para 8 of the petition that the petitioner had clean antecedents and was not involved in any other criminal case. Learned State counsel submits that the petitioner is a man of criminal antecedents and is involved in the following two criminal cases besides the case in hand:

- 1. FIR No.294 dated 31.12.2022 under Sections 304, 34
IPC registered at Police Station Dharamkot;
- 2. FIR No.204 dated 29.09.2021 under Sections
21/22/61/85 of the Narcotic Drugs and Psychotropic
Substances Act, 1985 registered at Police Station
Dharamkot.

In the circumstances, this Court is not inclined to extend
the concession of bail to the petitioner. The petition accordingly stands
dismissed.

(MANJARI NEHRU KAUL)
JUDGE

July 21, 2023
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No