

CRM-M-19687-2023(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19687-2023(O&M)

Date of decision:-21.4.2023

Kulpreet Singh

...Petitioner

Versus

The State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Parunjeet Singh, Advocate
for the petitioner.

Mr.Rozar Kumar Aggarwal, AAG, Punjab.

H.S. MADAAN, J.(ORAL)

1. This second petition under Section 438 Cr.P.C. for pre-arrest bail has been filed by the petitioner Kulpreet Singh, an accused in FIR No.380 dated 28.12.2018 under Sections 420, 120-B IPC, registered with Police Station Shimlapuri, District Ludhiana. The first petition filed by the petitioner bearing CRM-M-5062-2019 had been dismissed vide a detailed order dated 6.7.2021

2. Hon'ble Apex Court in a judgment **G.R. Ananda Babu**
Versus The State of Tamil Nadu & Anr. arising out of SLP(Crl.)

No.213 of 2021 has observed as under:

“As a matter of fact, successive anticipatory bail applications ought not to be entertained and more so, when the case diary and the status report, clearly indicated that the accused (respondent No.2) is absconding and not cooperating with the investigation. The specious reason of change in circumstances cannot be invoked for successive anticipatory bail applications, once it is rejected by a speaking order and that too by the same Judge.”

3. Therefore, the present petition is not maintainable and stands dismissed accordingly.

4. However, it is observed that it is a matter of great concern that the petitioner, who is accused in an FIR for serious offences registered against him way back on 28.12.2018 with a petition for pre-arrest bail filed by him having been dismissed up to the level of High Court on 6.7.2021, he is still roaming about freely and has not been arrested by the local police so far, which reflects badly upon the working of the local police.

A copy of this order be sent to Commissioner of Police/SSP, Ludhiana for his information and necessary action.

21.4.2023

Brij

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No

(H.S.MADAAN)
JUDGE