

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9921-2024(O&M)
Date of decision: 01.03.2024

Parminder Singh
...Petitioner
Versus
State of Punjab
...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Amrik Singh, Advocate for the petitioner.
Ms. Avneet, AAG., Punjab.
Mr. Naveen Batra, Advocate for the complainant.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of Cr.P.C. for grant of bail pending trial to the petitioner in FIR No. 94 dated 13.07.2023, under Sections 308, 323, 325 and 427 of Indian Penal Code, 1860 (for short ‘IPC’), registered at Police Station Nurpur Bedi, District Rupnagar.

(2) Allegations are that petitioner hit his Scorpio car with the motorcycle of the complainant from backside with an intention to run over him due to which complainant received multiple grievous injuries.

(3) Learned counsel for the petitioner contends that present FIR has been registered due to political rivalry. Further contends that it was a minor accident which has been maliciously and vengefully given the colour of a case of attempt to commit culpable homicide owing to old political antagonism.

(4) Learned State counsel submits that petitioner is a life convict and has committed present offence while he was released on parole. Further submits that challan has already been presented on 03.01.2024, but charges are yet to be considered.

(5) Learned counsel for the complainant also opposed the prayer of petitioner and submits that petitioner is involved in numerous criminal cases and he is a habitual offender. Further submitted that petitioner is already convicted in a murder case bearing FIR No. 06 dated 30.01.2004 under Sections 302, 326, 324, 323, 148 read with Section 149 of Indian Penal Code, 1860, registered at Police Station Nurpur Bedi and he has been awarded life imprisonment.

(6) Heard learned counsel for the parties and perused the paper book.

(7) Paper-book reveals that petitioner is involved in 09 other cases and out of which, he is convicted in 02 cases including one under Section 302 of IPC and other under Sections 323, 354, 294, 427, 148 read with Section 149 of IPC. Details of the other criminal cases pending against the petitioner are as under:-

Sr. No.	FIR No.	Under Section(s)	Dated	Police Station
1.	153	323, 354, 294, 427, 148, 149 IPC and 3,4, of SC/ST Act, 1989	19.11.2015	Nurpur Bedi
2.	12	451, 342, 323, 427	28.01.2020	Nurpur Bedi
3.	47	452, 427, 506, 147, 149	01.06. 2008	Nurpur Bedi
4.	8	458, 380, 427, 148, 149, 120B IPC	22.01.2010	Nurpur Bedi
5.	148	323, 324, 341, 307, 148, 149IPC	14.11.2010	Anandpur Sahib
6.	49	323, 324, 148, 149 IPC	05.05.2007	Sadar Rupnagar
7.	38	323, 326, 148, 149 IPC	14.02.2009	Rupnagar
8.	54	323, 341, 506, 148, 149 IPC	01.05.2009	Rupnagar

(8) In view of the above, it is apparently clear that petitioner is not only a previous convict in murder case; rather habitual offender; as he is facing numerous criminal cases. Moreover, petitioner is alleged to have committed the offence, while he was on parole in a murder case.

- (9)Consequently, there is no option, except to dismiss the petition.
- (10)Ordered accordingly.
- (11)The observations made above be not construed as an expression of opinion on merits of the case; rather confined only to decide the present petition.
- (12)Pending application(s), if any, shall also stand disposed off.

01.03.2024
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No