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

CRM-M-30927-2024

Date of Decision:- 16.09.2024

BITTU SINGH

....Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

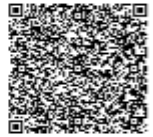
Present:- Mr. A.S. Sekhon, Advocate for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

AMARJOT BHATTI, J. (Oral)

1. Petitioner – Bittu Singh has filed instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.101 dated 22.05.2024 under Sections 341, 323, 379-B of IPC registered at Police Station City Kotkapura, District Faridkot (P-1).

2. As per facts of the case, Binder Singh gave his statement that on 21.05.2024 after finishing his duty he was returning home on Scooter No.PB-04W-3846 and he turned towards the market to purchase household articles. At about 7.45 pm when he reached near Chhajgarh Mohalla Kotkapura, three suspected persons were standing near motorcycle and when he enquired about the reason why they were standing they went away. Thereafter, Bittu Singh stopped him and a scuffle took place. He

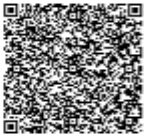


appeared to be under the influence of some intoxicants. He started hitting him with a punch and caused injuries on the right side of forehead, nose, right eye and right cheek. His purse fell down having his police identity card, HDFC Bank ATM, old Aadhar Card, police travelling ticket and cash of Rs.3750/-. He tried to pick up his purse but Bittu Singh took it away. On seeing the people gathering there he managed to escape. He was taken to Civil Hospital, Kotkapura.

3. Learned counsel for petitioner argued that all allegations levelled against him are false. His arrest was stayed and he has joined the investigation. There is delay of one day in lodging the report to the police. Complainant has concocted false version. He will abide by the terms of bail order. Therefore, his bail application may be allowed.

4. Bail application is opposed by learned counsel representing the State. Status report is filed. It is pointed out that petitioner joined the investigation but he did not cooperate. No recovery could be effected. Copy of MLR of Binder Singh is placed on record as Annexure R-1. Present petitioner is involved in four other criminal cases, out of which in two cases under NDPS he was convicted and one case of similar nature is still under investigation. However, in one case cancellation is filed. It is pointed out that petitioner is required to join the investigation for effecting recovery.

5. I have considered the arguments and have gone through the record. Arrest of petitioner was stayed subject to joining of investigation but he did not cooperate. Stolen purse along with articles therein as detailed in FIR are yet to be recovered. Considering the conduct of present petitioner, I do not find a fit case for anticipatory bail and the same is



accordingly declined.

6. My observations are made for the disposal of this petition and it will have no bearing on the merits of case.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly.

16.09.2024
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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned: Yes/No.
Whether reportable: Yes/No