

CRM-M-38701-2023

BAKSHISH SINGH MANGAT AND OTHERS

V/S

STATE OF PUNJAB

Present:- Mr. Arjun Veer Sharma, Advocate
for the petitioners.
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Instant petition has been filed under Section 438, Cr.P.C., for grant of
anticipatory bail in:-

FIR No.	Dated	Police Station	Section(s)
105	18.07.2023	Doraha, District Ludhiana	379, IPC, and Section 21 of Mines and Minerals (Development and Regulation) Act, 1957.

Counsel for the petitioner contends that the petitioners are the owners
and drivers of the poclain machine and tippers, which have been confiscated by
the officials of the Mines and Minerals Department, Punjab. Counsel submits
that although it has been alleged that the petitioners were illegally excavated
the soil, but the actual position is that the petitioners had been engaged by M/s
S.S.Builders, who had been awarded a contract on 10.07.2023, Annexure P-2,
by the Public Works Department, Punjab, for construction of approaches to
Railway Over-Bridge (ROB) in lieu of Level Crossing on Ambala-Ludhiana
Section and they were excavating soil from the designated area. Counsel
submits that the petitioners are ready to join the investigation and co-operate
with the Investigating Agency.

Notice of motion.

On asking of the Court, Mr. Arun Luthra, DAG, Punjab, accepts

Notice on behalf of the respondent-State.

List on 16.10.2023.

Petitioners are directed to appear before the Investigating Officer on 24.08.2023 at 10.00 A.M. at Police Station Doraha, District Ludhiana, and join the investigation and appear as and when called by the Investigating Officer. In the event of arrest, they shall be admitted to interim bail on furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. They shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.

(SUVIR SEHGAL)
JUDGE

08.08.2023
Pardeep