

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

**CRM-M-20916-2015 (O&M)
Date of Decision : 20.08.2015**

RIMPY @ HARJINDER SINGH

...PETITIONER

VS

STATE OF PUNJAB

..RESPONDENT

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr.TPS Tung, Advocate for the petitioner.

Ms.Amarjit Kaur Khurana, Addl.AG, Punjab

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for anticipatory bail filed in case bearing FIR No. 53 dated 02.10.2014, under Sections 458, 323, 506, 427, 148 and 149 IPC, registered at Police Station Mehal Kalan, District Barnala.

On 02.07.2015 the following order was passed:-

“ Learned counsel for the petitioner submits that all the offences except offence under Section 458 IPC are bailable in nature. Offence under Section 458 IPC has been intentionally added so as to make the case more serious. The allegations are that the accused-party unsuccessfully tried to open the main gate and thereafter allegedly scaled the wall and brought the complainant-party out of the house.

Learned counsel states that applicability of offence of house being trespassed will remain a debatable issue particularly in view of the fact that all other co-accused have been found to be innocent.

Notice of motion for 20.08.2015.

Meanwhile, in the event of arrest, petitioner shall be admitted to interim bail, subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

Learned Addl.AG, on instructions from ASI Harjinder Singh, has stated that the petitioner has joined the investigation and is no more required for custodial interrogation.

In the circumstances the order dated 02.07.2015 is made absolute.

Petition stands disposed of.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

(AJAY TEWARI)
JUDGE

August 20, 2015
sunita