

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM M No.25013 of 2014 (O&M)

Date of decision : 12.02.2015

Ashwani Kumar

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

Coram : Hon'ble Mrs.Justice Lisa Gill

Present :- Mr.Atul Goyal, Advocate for the petitioner.

Mr.Varun Sharma, AAG Punjab.

Mr.Surinder Sharma, Advocate for

Mr.Naiya Gill, Advocate for respondent No.2.

Lisa Gill, J..(Oral)

Petitioner prays for grant of anticipatory bail in Criminal Complaint No.940 dated 20.12.2005 under Sections 365, 342, 427, 323, 149 IPC. It is submitted that cancellation report has been filed by the police after inquiring into allegations as levelled in FIR No.59 of 2004 under Sections 365/342/427/148/149 IPC. Thereafter, the present complaint has been filed. It is further submitted that petitioner himself belongs to SC category. Reference is made to the certificate Annexure P-5. Thus, petitioner is not liable to be proceeded against for the offence punishable under Section 3 of Scheduled Casts and Scheduled Tribes Act, 1988. Pursuant to the order dated 25.07.2014, petitioner has appeared before the trial Court on 07.08.2014 and has since been appearing regularly.

Learned counsel for the respondents submits that he has confirmed and verified the fact that petitioner has been appearing before the trial Court regularly.

In view of the above, without expressing any opinion on the merits of the case, interim bail granted to the petitioner by the learned trial Court shall be made absolute subject to his furnishing fresh bail bond and surety bond to the satisfaction of the learned trial Court.

Disposed of accordingly.

12.02.2015

anil

(LISA GILL)
JUDGE