

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

**CRM-M-33616 of 2015
Date of Decision: 01.10.2015**

Kewal Singh and another

--Petitioners.

Vs.

State of Punjab and another

--Respondents.

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Gulzar Mohd., Advocate
for the petitioners.

RAMESHWAR SINGH MALIK J. (ORAL)

Petitioners seek pre-arrest bail in complaint case No. COMI/482/2014 dated 31.10.2014 titled as 'Satnam Singh Vs. Kewal Singh and another' under Section 3 (10) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 and Section 323/506/504/34 IPC, pending in the Court of Judicial Magistrate, Jalandhar.

Learned counsel for the petitioners refers to the allegations levelled in para 2 of the complaint (Annexure P-1), to contend, that allegations were totally absurd on the face of it. Parties were not earlier known to each other. He further submits that the incident took place at a spur of the moment, because vehicle of the petitioners struck with the vehicle of the complainant. In such a situation, there was no occasion for the petitioners to indulge in the activity alleged

against them. He also submits that petitioners are ready and willing to surrender before the learned court of competent jurisdiction and it may be directed to consider the bail application of the petitioners keeping in view all the relevant facts and circumstances of the case, which shall be brought to its notice at the instance of the petitioners.

In view of the above, present petition is disposed of with a direction to the petitioners to surrender before the learned court of competent jurisdiction. On surrender by the petitioners, learned trial court shall admit them to the anticipatory bail to its satisfaction, issuing notice to the complainant. Thereafter, granting sufficient opportunity of being heard to both the parties, learned trial court shall admit the petitioners to bail pending trial on their furnishing adequate bail bonds/surety bonds to its satisfaction.

With the abovesaid observations made and directions issued, present petition stands disposed of.

(RAMESHWAR SINGH MALIK)
JUDGE

01.10.2015
AK Sharma