

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

**CRM-M No. 34794 of 2015  
Date of decision : 15.10.2015**

**Anil Kumar**

**..... Petitioner**

**versus**

**State of Haryana**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

**\*\*\***

Present: Mr. J.S.Hooda, Advocate for the petitioner.  
Ms. Tanushree Gupta, DAG, Haryana.

**\*\*\***

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. 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. 55 dated 01.02.2015, under Sections 379/188/353/186/307 Act, registered at Police Station Sadar Palwal, District Sadar Palwal.

The allegations are that the police party noticed some dumpers illegally lifting sand and when they tried to check them the unknown driver tried to kill them and escaped.

Learned counsel for the petitioner has argued that the allegations have clearly been beefed up and the petitioner was not even present at the spot and is being sought to be implicated only because one of the dumpers belong to him. Learned DAG, on instructions from ASI Arun Kumar, has stated that the FIR represents the correct picture on facts and whatever was done by the driver was done at the behest of

the petitioner and that after this FIR another case under section 379 IPC has been lodged against the petitioner.

Be that as it may, keeping in view the fact that it is a no injury case and no person was arrested from the spot, I do not deem it appropriate to deny the concession of anticipatory bail to the present petitioner. Let him appear before the investigating officer on 28.10.2015 between 10.00 a.m. to 4.00 p.m. and on any other date on which his appearance is so required by the investigating officer. On his appearance the investigating officer shall release him on anticipatory bail to his satisfaction subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

**(AJAY TEWARI)**  
**JUDGE**

**October 15 , 2015**  
**sunita**