

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

CRM-M-6559-2015

Date of decision: 27.07.2015

Manmohan Singh

... Petitioner

Vs.

State of Punjab and anr.

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Prateek Gupta, Advocate
for the petitioner.

Mr. K.D. Sachdeva, Addl. AG, Punjab.

Mr. Dinesh Trehan, Advocate
for respondent No.2.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks pre-arrest bail in complaint No.COMA/0000094/2014 dated 16.11.2010 under Sections 445, 380, 427, 148, 149 IPC, and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Learned counsel for the petitioner submits that in compliance of the order dated 27.02.2015 passed by this Court, petitioner has surrendered before the learned trial Court and furnished the requisite bail bonds. He further submits that the bail bonds furnished by the petitioner have been accepted by the learned Judicial Magistrate 1st Class vide order dated 15.04.2015. He further submits that petitioner will keep on appearing on every date of hearing before the learned trial Court. He prays for allowing the present petition.

On the other hand, learned counsel for respondent No.2-complainant vehemently opposes the present petition contending that petitioner is not entitled for the concession of pre-arrest bail in view of the peculiar fact situation of the present case.

Having heard the learned counsel for the parties at considerable length, after careful perusal of the record of the case and giving thoughtful consideration to the contentions raised, this Court is of the considered opinion that in view of the peculiar facts and circumstances of the case, instant petition deserves to be allowed.

In view of the above and without commenting on merits, at this stage, lest it should prejudice the rights of either of the parties, present petition is allowed. Order dated 15.04.2015 passed by the learned Judicial Magistrate 1st Class shall continue to operate, during the course of trial.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

27.07.2015
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