

C r l . O . P . N o . 2 3 5 8 2 o f 2 0 1 6R . M A L A , J .

The petitioner apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 406 and 420 IPC, in Crime No.X of 2016 on the file of the respondent police and hence, prays for anticipatory bail.

2. The learned counsel for the petitioner would submit that the petitioner is innocent person and he has been falsely implicated in this case and hence, he prays for anticipatory bail.

3. The learned Government Advocate (Crl.side) would submit that on the basis of the complaint given by the de-facto complainant, only petition enquiry is pending in C.S.R.No.659 of 2016.

4. Considering the submission made by the learned Government Advocate (Crl.side), I am not inclined to grant anticipatory bail to the petitioner. However, I am inclined to give

R. M A L A, J.

msk

a direction to the respondent not to harass the petitioner under the guise of petition enquiry. The respondent is directed to follow the dictum laid down in ***D.K.Basu Vs. State of West Bengal*** reported in ***AIR (1997) SC 610***.

5. With the above direction, this Criminal Original petition is disposed of.

04.11.2016

msk

Crl.O.P.No.23582 of 2016