

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

CRM-M-21872 of 2016 (O&M)

Date of decision: 22.07.2016

Rakesh Kumar

... Petitioner

versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. T. D. Garg, Advocate for the petitioner.

Mr. P.S. Paul, DAG Punjab.

Mr. Ramandeep Singh, Advocate for respondent No.2.

ANITA CHAUDHRY, J. (ORAL)

CRM No. 21856 of 2016

Application is allowed.

Annexures P-8 & P-9 are taken on record.

CRM-M-21856-2016

The petitioner is seeking anticipatory bail in FIR No.75 dated 15.05.2016, registered under Sections 354, 452, 509, 334, 148 IPC, Police Station Patran, District Patiala.

The allegations against the petitioner are that he entered the school and disturbed the atmosphere and physically assaulted the teachers and other staff members of the school and outraged the modesty of the Vice Principal when the lecturers tried to intervene, they were also assaulted.

Counsel for the petitioner contends that he has been named as he had filed the suit against the various schools in Punjab who were charging high fees in the name of various funds and has been falsely

implicated. Counsel says that the video was prepared and a CD has been placed on the file which does not show that vice principal was molested and assaulted.

A member of the school committee is present in the Court.

Counsel appearing for respondent No.2 states that he had mentioned a fact in the Court on the last hearing but in fact they had handed over the details of the calls made by the petitioner after the registration of the FIR and the CD does not depict the entire occurrence and has been manipulated and entire incident is not shown.

State counsel has placed on record the call details. Counsel for the complainant states that even after the registration of the FIR, the petitioner had been calling up the Vice Principal and he had threatened them.

The petitioner accepts his presence in the school. Earlier suit had been filed by him. After the filing of the suit, he went to the school and is accused of assaulting and molesting the Vice Principal. There are allegations that he had made threatening calls to the Vice Principal even after the registration of the FIR. The details of the calls were placed on record. No case for anticipatory bail is made out.

The petition is dismissed.

22.07.2016
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(ANITA CHAUDHRY)
JUDGE