

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

CRM-M No. 23337 of 2016 (O&M)

Date of decision: 14.07.2016

Raghubir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. TC Dhanwal, Advocate for
Mr. Ashish Naik, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.84, dated 30.03.2016, registered under Section 447 read with Section 34 IPC and Section 3 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Tosham, District Bhiwani.

The learned counsel states that the petitioner is a heart patient and he has been falsely implicated on account of civil litigation pending between the parties.

Heard.

There are specific allegations against the petitioner that he abused the complainant in the name of caste. The land has been

allotted to the complainant, however, the petitioner is still holding the possession. The learned summoning Court has recorded specific findings that prima facie a case against the petitioner is made out. There is no contrary evidence on record, therefore, no case for grant of pre-arrest bail is made out.

Dismissed.

At this stage, the learned counsel seeks to withdraw the instant petition, however, the prayer is declined.

14.07.2016

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(JITENDRA CHAUHAN)
JUDGE