

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

CRM-M-No. 24306 of 2015

Date of decision: February 16, 2016

Dori Lal and another

----Petitioner(s)

V/s

State of Haryana

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. J.S. Hooda, Advocate for the petitioners.

Mr.Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer made in the present petition filed under Section 482 Cr.P.C. read with Section 438 Cr.P.C. is for quashing of FIR No.513, dated 18.09.2014, under Sections 148, 149, 323, 325, 283, 341, 506, 382, 435, 216 IPC and Section 25 of the Arms Act, 1959 as well as Section 3 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station, Hodal, Distt. Palwal (Annexure P-1) and all other consequential proceedings arising therefrom. Further prayer has also been made for grant of pre-arrest bail to the petitioners.

Reply by way of affidavit of Bhagat Ram, HPS, Deputy Superintendent of Police, Hodal on behalf of respondent No.1- State of Haryana filed in Court today, is taken on record. Said

reply reveals that after completion of the investigation in the case, police has submitted final report under Section 173 Cr.P.C. in the Court of learned Illaqa Magistrate.

Faced with the above, learned counsel for the petitioners does not press the present petition qua the quashing of FIR and confined his arguments only to the extent of grant of pre-arrest bail to the petitioners.

On 05.08.2015, this Court had passed the following order:-

“Learned counsel for the petitioners contends that the petitioners were not named in the FIR nor any offence under the provisions of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act is made out.

Nothing has to be recovered from the petitioners, thus, their custodial interrogation is not required in any manner. Notice of motion to the Advocate General, Haryana, for 29.09.2015.

Meanwhile, in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall, however, join investigation as and when called for and they will also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the State, on instructions from ASI-Manoj Kumar, does not dispute the fact that the petitioners have joined the investigation as well as the the fact that final report under Section 173 Cr.P.C. has been presented in the Court of learned Illaqa Magistrate.

In view of the above, interim bail granted to the petitioners, vide order dated 05.08.2015, passed by this Court, is made absolute.

Disposed of.

February 16, 2016
ANJAL

[HARI PAL VERMA]
JUDGE