

CRM-M-34065-2016

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

CRM-M-34065-2016

Date of Decision: 24.10.2016

Malkiat Singh @ Ladda

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Narender Kajla, Advocate for
Mr. Dinesh Mahajan, Advocate for
the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J.

Petitioner, Malkiat Singh @ Ladda, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.68 dated 20.08.2016, registered at Police Station Kanwan, District Pathankot, under Sections 341, 294, 506 IPC and Section 3 (1) (x) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

Notice of motion was issued.

Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioner argued that from the contents

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of FIR, no case is made out against the petitioner. Even no specific remarks regarding the caste have been mentioned against the present petitioner.

In pursuance of the interim order dated 24.09.2016 passed by this Court, the petitioner has already joined the investigation, as argued. He is now not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and no useful purpose will be served by sending the petitioner to custody, I find merit in this petition and the same is allowed. The order dated 24.09.2016, granting interim bail to the petitioners, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

24.10.2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No