

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

**Crl. Misc. No. M-35533 of 2015**

**Date of decision : 06.04.2016**

Birender

... Petitioner

versus

State of Haryana

... Respondent

**CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY**

Present: Mr. J.S. Hooda, Advocate  
for the petitioner

Ms. Vibha Dhiman, AAG Haryana

Mr. Pulkit Dagar, Advocate for  
Mr. Rajesh Lamba, Advocate  
for the complainant

**ANITA CHAUDHRY, J. (ORAL)**

The petitioner is seeking anticipatory bail in FIR No. 482 dated 29.08.2015 registered at Police Station Hodal, District Palwal under Sections 148, 149, 323, 285, 452, 354(A)(I), 506 IPC and 25/25(54)/59 of Arms Act.

On the last date of hearing, learned State counsel had submitted that custodial interrogation was necessary and recovery of the rifle had to be effected and the petitioner was not cooperating.

Today, it is stated that no recovery has been effected even now.

Heard. Learned counsel for the petitioner had urged that the petitioner was the Ex. Sarpanch and false case had been registered on account of the election and he had already joined the investigation and there is also a cross version.

Learned State counsel as well the complainant side had opposed the bail application. It was urged that five more cases are pending against the petitioner and he has a criminal background and the allegations are of

obscene acts with women and he had fired in the air and five persons were injured in the incident.

The cross version or the FIR has not been placed on record.

Learned State counsel has placed on record the list of the cases which are pending against the petitioner.

Recovery is yet to be effected. Custodial interrogation is necessary. No case for anticipatory bail is made out. The petition is dismissed.

**(ANITA CHAUDHARY)**  
**JUDGE**

**April 06, 2016**

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