

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

**CRM-M-36617-2016
Decided on: 21.10.2016**

Sukhbir

.... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE A.B.CHAUDHARI

Present: Mr. Rajiv Panghal, Advocate,
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

A.B. Chaudhari, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.377 dated 09.09.2016 registered under Sections 147, 149, 323, 506 IPC and Sections 3, 33, 89 of SC/ST Act, at police station Bhiwani, the petitioner was arrested on 16.09.2016 and is in jail since then.

Looking to the nature of the offence namely under Sections 147, 149, 323, 506 IPC, I think the petitioner would be entitled for bail. However, since the offence is under Sections 3, 33, 89 of SC/ST Act and as a result offence is triable by Special Court, the learned State counsel objected to the grant of bail.

Looking to the nature of offence alleged against the petitioner and merely because of registration of case under Sections 3, 33, 89 of SC/ST Act, the relief of bail cannot be denied.

In that view of the matter, I make the following order:-

ORDER

1. Bail petition is allowed.
2. Petitioner be released on bail subject to the satisfaction of the trial Court / Illaqua Magistrate concerned on such

terms and conditions as would deem fit and proper to the trial Court/Illaqua Magistrate.

21.10.2016
Dinesh

(A.B. CHAUDHARI)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No