

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

**CRM-M-37382-2015 (O&M).
Decided on: January 15, 2016.**

Baldev and others

.. Petitioner(s)

VERSUS

Om Parkash and another

.. Respondent(s)

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CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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**PRESENT Mr.Sunny Bhardwaj, Advocate,
for the petitioners.
Mr.Parmod Parmar, Advocate,
for respondent No.1.
Mr.C.S.Bakshi, Addl. A.G., Haryana.**

M.M.S. BEDI, J. (ORAL)

The petitioners seek concession of pre-arrest bail in a private complaint filed by Om Parkash respondent.

As per the allegations in the complaint on 5.12.2010, at the time of demarcation proceedings in presence of Panchayat and other government officials, the complainant was attacked. The complainant claims that on 24.3.2012, the petitioners along with other co-accused had uttered the caste related words and assaulted the complainant.

A perusal of the complaint indicates that no specific words have been attributed to the petitioners and the incident dated 24.3.2012 is not stated to be in presence of Gram Panchayat. It will be debatable whether offence under Section 3 (1) of the the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 is made out.

Counsel for the petitioners states at bar that in terms of directions issued by this Court, the petitioners have put in appearance before the trial Court.

In view of above circumstances, the petition is allowed. It is ordered that the petitioners will appear before the trial Court on next date of hearing and would furnish bail bonds/surety bonds to the satisfaction of the said Court to appear before the trial Court during the entire period of trial without hampering the proceedings.

**(M.M.S. BEDI)
JUDGE**

January 15, 2016.

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