

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

**CRM-M-1512 of 2017 (O&M)
Date of Decision: January 27, 2017**

Anil Kumar and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. N.S. Shekhawat, Advocate
for the petitioners.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH, J.

Learned counsel for the petitioners has placed on record receipt showing deposit of Rs.20,000/- each by all the three petitioners before the trial Court.

The allegations against the petitioners in this anticipatory bail application under Section 438 Cr.P.C are that the petitioners were members of unlawful assembly and in the process had vandalised public property. Learned counsel for the petitioners contends that the petitioners have already deposit a sum of Rs.20,000/ each to show their bonafide and that neither they have been named in the FIR nor sufficiently identified and that nothing is to be recovered from them.

The factual scenario is not disputed by the learned State counsel though he has sought to oppose the grant of bail to the petitioners.

Having regard to the fact that the petitioners have

shown their bonafide by depositing the amount assessed as loss pertaining to the uprooting of trees from public property and that nothing is to be recovered from the petitioners and culpability, if any, shall be determined at the time of trial, the present application stands allowed. In the event of arrest of the petitioners, they be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that they shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

January 27, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No