

Criminal Misc. M- No. 23618 of 2016 (O&M)

Date of decision : March 20, 2017

Manoj

.....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. R.S. Dhull, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 131 dated 23.04.2016 registered under Sections 354-A, 506, 34 IPC at Police Station Beri, District Jhajjar.

It is submitted that the petitioner has been falsely implicated in the above said FIR. The complainant, in this case, is the Sarpanch of the village. The petitioner had also contested the said election but had lost to the complainant by a very narrow margin of seven (7) votes. Thus, still feeling threatened, the present case was falsely registered against the petitioner. The co-accused Mandeep attributed a similar role, it is submitted, has already been afforded the concession of anticipatory bail. The petitioner has joined investigation. Thus, it is prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Hari Parbash, Police Station Beri affirms and verifies that the petitioner has indeed joined investigation pursuant to order dated 15.07.2016. The

challan/final report under Section 173 Cr.P.C., in this case, has been presented. No recovery is to be effected from the petitioner and his custodial interrogation is not required. The petitioner is not involved in any other case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 15.07.2016 is made absolute.

March 20, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes

Whether reportable : Yes/No