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

CRM-M-23359 of 2017

Date of decision: September 21, 2017

Karan Singh and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

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

Present: Mr. A.S. Khara, Advocate for the petitioners.

Mrs. Tanisha Peshawaria, DAG Haryana.

Mr. Ashwani Nagar, Advocate for

Mr. Arvinder Arora, Advocate for respondent No.2.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks anticipatory bail in private complaint case No.237 of 2013 dated 18.07.2013, under Section 3(1)(x) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short 'SC/ST Act') and Section 506 of Indian Penal Code, 1860, titled as “Ronki Ram son of Shanti Ram versus Baldev Singh alias Kaka and others”. This Court had made an order dated 06.07.2017 granting *ad interim* anticipatory bail to the petitioners.

Learned counsel for respondent No.2 vehemently opposed the petition for grant of anticipatory bail. He submits that there is bar under Section 18 of the SC/ST Act in allowing grant of anticipatory bail.

Learned counsel for the petitioners submits that in respect of the same incident, the present complainant was the witness and he had deposed and in that case, upon recording of evidence, the trial Court, on 03.09.2015, made a detailed judgment and acquitted the petitioners of the charge including the one under Section 3(1)(x) of SC/ST Act then and now Section 3(1)(r) of SC/ST Act.

I have perused the said judgment which is placed on record. I have also perused the present complaint filed by the complainant. Obviously, the first attempt made by the complainant is not succeeded. The second complaint perhaps would not be maintainable. In that view of the matter, prima-facie, the petitioners would be entitled to confirmation of *ad interim* anticipatory bail order made by this Court.

In that view of the matter, interim order dated 06.07.2017 granting *ad interim* anticipatory bail to the petitioners, is made absolute.

Petition stands disposed of, accordingly. None of the observations made hereinabove shall influence the trial Court in any way while deciding the trial in the present case.

(A.B. CHAUDHARI)
JUDGE

September 21, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No