

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

CRL. MISC. No.M-30333 OF 2017
DATE OF DECISION : 18th SEPTEMBER, 2017

Jasvir Singh @ Rana

.... Petitioner

Versus

State of Punjab

.... Respondent

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

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Present : Mr. Ankur Bansal, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

Mr. Anil Kumar Spehia, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 438 Cr.P.C. read with Section 482 Cr.P.C. seeking anticipatory bail in FIR No.146 dated 28.07.2017 registered under Sections 3 & 4 SC and ST Act at Police Station Maqsudan, District Jalandhar.

Heard learned counsel for the rival parties.

Learned counsel for the complainant has vehemently opposed the petition for grant of anticipatory bail on the ground that the disclosure statement has been made in the FIR about the abuses in the name of caste and therefore, the Section 18 of the Act would be attracted.

Learned counsel for the petitioner has invited my attention to the petition under Section 7 of the Punjab Village Common Lands Act (Annexure P-1) for ejectment of the complainant-Pal Chand and his

family members from the particular property. The said case was filed before the DDPO-cum-Collector, Jalandhar on 14.03.2016 as against the present FIR, the incident in which has taken place on 26.07.2017 and the same has been lodged on 28.07.2017. I have also seen resolution of the Gram Panchayat (Annexure P-5) filed by the petitioner.

In view of the above, there is a reason to believe that the lodgment of the FIR was due to the dispute already going on between the parties.

The petitioner was granted interim bail by this court vide order dated 22.08.2017.

Learned State counsel submits that the petitioner has joined the investigation and his custody is not required.

In that view of the matter, I think the petitioner would be entitled to grant of anticipatory bail. Accordingly, interim order dated 22.08.2017 is made absolute.

Disposed of accordingly.

18th SEPTEMBER, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>