

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-39017 of 2018

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Date of decision:13.9.2018

Sangeeta Kinnar

...Petitioner

v.

State of Haryana

...Respondent

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Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Parmod Parmar, Advocate for the petitioner.

Mr. B.S. Virk, Deputy Advocate General, Haryana
for the respondent-State.

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Inderjit Singh, J.

This petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in case FIR No.367 dated 28.7.2018 registered for the offences under Sections 323, 324, 377, 506 and 34 IPC at Police Station Beri, District Jhajjar.

Notice of motion has been issued in this case.

Mr. B.S. Virk, learned Deputy Advocate General, Haryana has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

The FIR in the present case has been got registered by Sanju Kinnar. As per the allegations in the FIR, four Kinnars Sudesh, Garima,

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Payal and Sangeeta were taking money from the people by giving them blessings in his area and when he stopped them, they beaten him with sticks and Payal and Sudesh attacked him with knife. They forcibly caught him and Garima and Sangeeta inserted stick in his anus.

A perusal of the record shows that there is no external injury found in medical examination. There is no specific allegation of causing any other injury against the present petitioner.

Keeping in view the facts and circumstances of the present case, without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find that the petitioner is not required for custodial interrogation. Nothing is to be recovered from him. No useful purpose will be served by sending him into custody.

Therefore, I accept this criminal miscellaneous petition and in the event of arrest, the petitioner shall be admitted to bail on his furnishing personal bonds and surety to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

September 13, 2018.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No