

CRM-M-39598-2018

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

CRM-M-39598-2018

Date of Decision: 28.09.2018

Harinder Singh

... Petitioner

Versus

Gurdev Kaur

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sukhmeet Singh, Advocate,
for the petitioner.

None for the respondent.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 read with Section 482 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in complaint COMA No.9 dated 13.01.2015, titled as 'Gurdev Kaur vs. Dalip Singh etc.', under Sections 458, 427, 506, 323, 148 and 149 of the Indian Penal Code and Section 3 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, pending in the Court of Additional Chief Judicial Magistrate, Faridkot.

Notice of motion was issued in this case.

As per Registry, respondent has been duly served. However, none has appeared on her behalf to contest this petition.

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

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Learned counsel for the petitioner submits that the petitioner has purchased a plot from the complainant regarding which a civil suit is pending and this is why, this false complaint has been filed. In fact, no such occurrence has been taken place.

In pursuance of the interim order dated 12.09.2018 passed by this Court, the petitioner has already appeared before the lower Court and has been released on interim bail. The petitioner is not required for any investigation or interrogation purposes. He is simply to appear before the Court to face the trial in a complaint case. Therefore, no useful purpose will be served by sending the petitioner to custody.

Otherwise also, keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 12.09.2018, granting interim bail to the petitioner, is made absolute.

28.09.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

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