

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

CRM-M-3538-2019
Date of decision: 30.01.2019

Narotam alias Kalu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Gopera, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 165 dated 05.11.2018, registered under Sections 3, 4 of the SC & SC (Prevention of Atrocities) Act, 1989 and Sections 323, 34, 506 of the IPC, at Police Station Nathusari Chopta, District Sirsa.

Learned counsel for the petitioner submits that as per the allegations in the FIR, got registered by Mohran Devi, the petitioner along with Dara Singh and his mother Urmila picked up a fight with her on 29.10.2019 at about 11.00 AM when she had gone to clean her plot. It is further stated in the FIR that when after clearing her plot, she threw the garbage in the vacant plot of Jai Singh Pandi, the accused persons came there and forbid her from throwing garbage there and when the complainant protested that it is not their plot, the accused persons got infuriated and started abusing her in the name of her caste.

Learned counsel for the petitioner further submits that other

co-accused Dara Singh and Urmila were found innocent during investigation and challan was filed against the petitioner only.

It is further submitted that petitioner is in custody since 28.11.2018; the investigation is complete; challan stands presented and it will take some time in conclusion of the trial. It is also submitted that petitioner is not involved in any other case.

Learned State counsel, on instructions from ASI Satbir Singh, could not dispute the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the submissions of learned counsel for the petitioner and also keeping in view the custody period of the petitioner, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

January 30, 2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No