

CRM-M-9123-2019

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

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Date of Decision:28.02.2019

Dhananjay Rai

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. N.S.Shekhawat, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.537 dated 20.11.2018, registered at Police Station Sector 40,Gurugram, District Gurugram, under Sections 173, 186, 204, 353 and 506 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance 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.

From the record, I find that FIR, in the present case, has been registered on the application given by Parkash Singh, Process-Server,

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District Courts Gurugram, to Civil Judge (Sr. Divn.), Gurugram. As per the complainant, when he had gone to get the service effected of summonses issued by this Court upon Brinda Rai and Dhananjay Rai (present petitioner), the present petitioner came from upstairs at a fast pace and started misbehaving with him, torn the summonses issued by this Court and unleashed the dog.

Learned counsel for the petitioner stated that the petitioner is suffering from mental disease and some OPD slips etc. of the hospitals have been placed on record.

Keeping in view the serious nature and gravity of the offence; in view of the fact that the petitioner has torn the summonses and obstructed Process-Server while performing his official duties and given threats to the Process-Server and also hurled abuses etc., I do not find it a fit case where the petitioner is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in the present petition, the same is dismissed.

28.02.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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