

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

207

CRM-M-47228-2018

Date of Decision:08.02.2019

**Ranvir Singh**

.....Petitioner

**Versus**

**State of Punjab and another**

.....Respondents

**CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.**

**Present: Mr. Jaideep Verma, Advocate,  
for the petitioner.**

**Mr. Rana Harjasdeep Singh, D.A.G., Punjab.**

**Mr. Gurjinder Singh Chahal, Advocate,  
for the complainant-respondent No.2.**

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**HARI PAL VERMA, J.(Oral)**

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.197 dated 20.08.2018 under Sections 420, 494, 506 IPC and Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short "SC & ST Act"), registered at Police Station Sohana, District SAS Nagar.

Power of attorney filed on behalf of complainant-respondent No.2 today in the Court, is taken on record.

Learned counsel for the petitioner states that in order to give the colour of serious offences, the offence punishable under SC & ST Act was initially added in the case, so that the petitioner may not get

anticipatory bail in the case. Even otherwise, as per allegations made in the FIR, no case under the SC & ST Act is made out. No such words have been uttered, which may invoke the provisions of SC & ST Act.

Learned counsel for the complainant states that since under Section 18 of the SC & ST Act, there is complete bar for grant of anticipatory bail, the present petition deserves to be dismissed.

Learned counsel for the petitioner states that pursuant to the order dated 26.10.2018 passed by this Court, petitioner has joined the investigation.

Learned State counsel, on instructions from SI Verma Singh, does not dispute the aforesaid fact and states that the custodial interrogation of the petitioner is no more required at this stage.

Heard learned counsel for the parties.

The words were not uttered in public. It is only during the course of trial, culpability of the petitioner is to be established. Since the petitioner has joined the investigation and his custodial interrogation is no more required, present petition is allowed and the interim bail granted to the petitioner vide order dated 26.10.2018 is made absolute.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

**February 08, 2019**  
seema

**(HARI PAL VERMA)**  
**JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No